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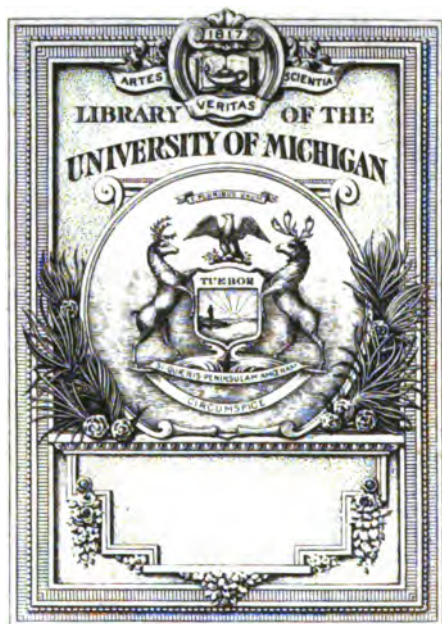
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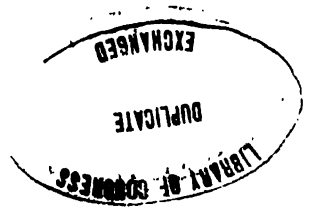
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JOURNAL



OF THE

SENATE

OF THE

General Assembly

OF THE

State of South Carolina,

BEING THE

REGULAR SESSION COMMENCING TUESDAY, JAN. 10, 1905.

COLUMBIA, S. C.
GONZALES AND BRYAN, STATE PRINTERS,
1905.

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JOURNAL
OF THE
SENATE
OF THE
State of South Carolina.

REGULAR SESSION BEGINNING TUESDAY, JANUARY 10, 1905.

TUESDAY, JANUARY 10, 1905.

The General Assembly of the State of South Carolina, begun and holden at Columbia on the second Tuesday in January, being the tenth day of the month.

Pursuant to the provisions of the Constitution, the members of the Senate assembled this day in the Senate chamber at 12 M.

Hon. JNO. T. SLOAN, Lieutenant Governor and President of the Senate, called the Senate to order.

The proceedings were opened with prayer by the Rev. W. I. Herbert.

Hon. ROBERT R. HEMPHILL, Clerk of the Senate, called the roll of the Senate and the following Senators answered to their names:

Hon. J. R. BLAKE.

Hon. G. W. BROWN.

Hon. T. B. BUTLER.
Hon. C. H. CARPENTER.
Hon. C. M. DAVIS.
Hon. J. T. DOUGLASS.
Hon. P. L. HARDIN.
Hon. J. T. HAY.
Hon. W. C. HOUGH.
Hon. R. I. MANNING.
Hon. J. Q. MARSHALL.
Hon. EDWARD McIVER.
Hon. T. G. McLEOD.
Hon. J. E. PEURIFOY.
Hon. GEO. F. VON KOLNITZ, JR.
Hon. E. F. WARREN.

The Clerk then called the roll of Counties in which elections for Senators had recently been held. The credentials of the following named Senators-elect and present, were handed in, and the Senators presented themselves at the Bar of the Senate, when the oath of office was administered to them by the PRESIDENT:

Aiken—Hon. W. E. Johnson.
Bamberg—Hon. J. B. Black.
Barnwell—Hon. G. H. Bates.
Beaufort—Hon. N. Christensen, Jr.
Berkeley—Hon. E. J. Dennis.
Dorchester—Hon. J. D. Bivens.
Fairfield—Hon. W. J. Johnson.
Edgefield—Hon. T. G. Talbert.
Georgetown—Hon. L. G. Walker.
Greenville—Hon. W. L. Mauldin.
Greenwood—Hon. J. H. Brooks.
Horry—Hon. G. J. Holliday.
Laurens—Hon. F. P. McGowan.
Lexington—Hon. D. F. Efrid.
Marion—Hon. Jas. Stackhouse.
Newberry—Hon. Cole L. Blease.
Oconee—Hon. J. R. Earle.
Orangeburg—Hon. T. M. Raysor.
Saluda—Hon. E. S. Blease.
Spartanburg—Hon. D. E. Hydrick.
York—Hon. J. S. Brice.

ELECTION OF A PRESIDENT PRO. TEM.

The Senate proceeded to the election of a President *pro tem*.

Mr. RAYSOR nominated Hon. Richard I. Manning, of Sumter.

There being no other nomination, the Clerk of the Senate called the roll, and the Senate proceeded to vote *viva voce*, as their names were called. The following Senators voted for Hon. Richard I. Mannings:

Messrs. Bates, Bivens, Black, Blake, C. L. Blease, E. S. Blease, Brice, Brooks, Brown, Butler, Carpenter, Christensen, Davis, Dennis, Douglass, Earle, Efird, Hardin, Hay, Holliday, Hough, Hydrick, W. E. Johnson, W. J. Johnson, Marshall, Mauldin, McGowan, McIver, McLeod, Peurifoy, Raysor, Stackhouse, Talbert, von Kolnitz, Walker and Warren—36.

Whole vote given..... 36

Of which Hon. Richard I. Manning received..... 36

Whereupon the PRESIDENT stated that the Hon.^d Richard I. Manning having received the unanimous vote of the Senate, was duly elected President *pro tempore* of the Senate.

The oath of office was administered to him.

ELECTION OF CLERK OF THE SENATE.

Hon. J. R. BLAKE, Jr., nominated Hon. R. R. Hemphill, of Abbeville, S. C.

There being no other nomination, the roll was called and the Senate proceeded to vote *viva voce*, the following Senators voting for Mr. Hemphill.

Messrs. Bates, Bivens, Black, Blake, C. L. Blease, E. S. Blease, Brice, Brooks, Brown, Butler, Carpenter, Christensen, Davis, Dennis, Douglass, Earle, Efird, Hardin, Hay, Holliday, Hough, Hydrick, W. E. Johnson, W. J. Johnson, Manning, Marshall, Mauldin, McGowan, McIver, McLeod, Peurifoy, Raysor, Stackhouse, Talbert, von Kolnitz, Walker, Warren—37.

Whereupon the PRESIDENT announced that the Hon. R. R. Hemphill having received the unanimous vote given was duly elected Clerk of the Senate. The oath of office was then administered to Mr. Hemphill, Clerk-elect, by the PRESIDENT.

ELECTION OF SERGEANT-AT-ARMS.

The Senate proceeded to the election of Sergeant-at-Arms.

Mr. C. L. BLEASE nominated Mr. J. F. Schumpert.

There being no other nomination, the roll was called and the Senate proceeded to vote *viva voce*, the following Senators voting for Mr. Schumpert:

Messrs. Bates, Bivens, Black, Blake, C. L. Blease, E. S. Blease, Brice, Brooks, Brown, Butler, Carpenter, Christensen, Davis, Dennis, Douglass, Earle, Efird, Hardin, Hay, Holliday, Hough, Hydrick, W. E. Johnson, W. J. Johnson, Manning, Marshall, Mauldin, McGowan, McIver, McLeod, Peurifoy, Raysor, Stackhouse, Talbert, Walker and Warren—36.

Whereupon the PRESIDENT announced that Mr. J. F. Schumpert was duly elected Sergeant-at-Arms of the Senate.

ELECTION OF READING CLERK.

The Senate proceeded to the election of Reading Clerk.

Mr. BRICE nominated Mr. W. H. Stewart.

There being no other nomination, the Clerk called the roll and the Senators voted *viva voce* as their names were called.

The following named Senators voted for Mr. Stewart:

Messrs. Bates, Bivens, Black, Blake, C. L. Blease, E. S. Blease, Brice, Brooks, Brown, Butler, Carpenter, Christensen, Davis, Dennis, Douglass, Earle, Efird, Hardin, Hay, Holliday, Hough, Hydrick, W. E. Johnson, W. J. Johnson, Manning, Marshall, Mauldin, McGowan, McIver, McLeod, Peurifoy, Raysor, Stackhouse, Talbert, Walker and Warren—36.

Whereupon the PRESIDENT announced that Mr. W. H. Stewart was duly elected Reading Clerk of the Senate.

ELECTION OF CHAPLAIN.

The PRESIDENT announced that nominations for Chaplain were in order.

Mr. McIVER nominated Rev. W. I. Herbert.

Mr. BRICE seconded the nomination.

Mr. DAVIS nominated Rev. W. J. Schneider.

Mr. CARPENTER seconded the nomination.

Mr. C. L. BLEASE nominated Rev. N. A. Hamrick.

The Clerk proceeded to call the roll and the Senators voted *viva voce* as their names were called.

Those voting for Rev. Herbert are:

Messrs. Bates, Bivens, Black, Blake, E. S. Blease, Brice, Brooks, Butler, Christensen, Dennis, Hay, Holliday, Hough, Manning, Mar-

shall, Mauldin, McIver, McLeod, Peurifoy, Raysor, Stackhouse, Talbert, von Kolnitz and Walker—24.

Those voting for Rev. Schneider are:

Messrs. Brown, Carpenter, Davis, Douglass, Hardin, Hydrick, W. J. Johnson and McGowan—8.

Those voting for Rev. Hamrick are:

Messrs. C. L. Blease, Earle, Efrid, W. E. Johnson—4.

Whole vote cast.....	36
Necessary to a choice.....	19
Rev. Herbert received.....	24
Rev. Schneider received.....	8
Rev. Hamrick received.....	4

Whereupon the PRESIDENT announced that Rev. Herbert having received the majority of the votes cast was duly elected Chaplain.

APPOINTMENT OF ASSISTANT CLERK.

The PRESIDENT announced that he had appointed Mr. E. S. Dingle Assistant Clerk of the Senate.

E. S. Dingle, Assistant Clerk, J. F. Schumpert, Sergeant-at-Arms-elect and W. H. Stewart, Reading Clerk-elect, appeared at the Bar of the Senate and the oath of office was administered to them by the PRESIDENT.

APPOINTMENTS.

The PRESIDENT announced the following appointments:

Bill Clerk—Augustus M. Deal.

Doorkeepers—J. F. Bobo and W. C. Evans.

Pages—E. V. Cullum, Jr., and Wm. Haddon Johnson.

Laborers—Albert Nance and Jack Pressley.

Doorkeepers Bobo and Evans appeared at the Bar of the Senate and the oath of office was administered to them.

The PRESIDENT then addressed the Senate as follows:

ADDRESS OF LIEUT. GOV. JOHN T. SLOAN AT ASSEMBLING OF S. C. SENATE, 1905.

Senators: We are met together under the Constitution and laws of our State for the transaction of her public business and for the making of such laws as may promote her welfare.

Important measures will doubtlessly be brought before you during the session, and I feel confident they will receive your careful consid-

eration and most thoughtful attention. The eyes of the people of your State are upon you. They believe that their future interests, their welfare, their business, their prosperity and the government of their State in all of its departments, is safely entrusted to your care. They believe it, because you have been elected by the voice of the people; they believe it because they know that a South Carolinian's love for his State is inextinguishable; that this love is filial; that our parents, whose images we bear, have taught us not to rank even our sacred love for them above that we owe to the State; not to put it upon the cold footing of duty, but to regard it as the most precious sentiment of our hearts, as a truth and principle which strikes its roots far down even into our very souls. Indeed, this patriotic love is as a beautiful flower whose bloom has expanded into a passion. The results of this devotion I need not speak of now. The pages of American history are bright and rich with the deeds of the warriors, statesmen and jurists of South Carolina. Nor need I speak of her present. This is the day of her dignity, her power and her triumph. By virtue of the office to which I have been re-elected, and for which re-election I am profoundly grateful and am justly proud, I earnestly beg that you will accord me your hearty counsel and sympathetic support, for in no other way shall I be able to discharge successfully the duties devolving upon me.

Above all, I invoke upon you and myself as well that Divine guidance which shall lead us into all truth and so enable us to do wisely for those whom we represent and have sent us here. And in our fullest measure serve our State with patriotic devotion, fidelity and zeal.

I now announce that the Senate is ready for business.

Mr. MANNING then rose and expressed his appreciation of the honor conferred on him, by electing him President *pro tem*.

MESSAGE TO THE HOUSE.

On motion of Mr. HOUGH, the Clerk of the Senate was sent to the House of Representatives to inform that Body that the Senate had met in pursuance to the provision of the Constitution, and that a quorum being present, had organized by the election of Hon. Richard I. Manning as President *pro tempore* and Hon. R. R. Hemphill as Clerk, it was ready to proceed to business.

MESSAGE TO THE GOVERNOR.

On motion of Mr. HOUGH, a Committee consisting of Messrs. Hough, Marshall and W. J. Johnson, were appointed to wait on the Governor and inform him that the Senate had met pursuant to the provision of the Constitution, and was ready to receive any communication he desired to make to it.

Mr. RAYSOR introduced the following Resolution, which was considered immediately and adopted:

Resolved, That the Rules of the Senate adopted for the session of 1904 be adopted to govern this body for the present session.

REPORT OF SPECIAL COMMITTEE.

The Committee appointed to wait on his Excellency the Governor reported through their Chairman that they had discharged the duty imposed upon them, and that his Excellency would communicate with the Senate by annual message immediately.

The Sergeant-at-Arms announced

MESSAGE FROM THE GOVERNOR.

Message No. 1 from his Excellency D. C. Heyward, was presented by Private Secretary J. E. Norment.

The Message was read as follows:

MESSAGE.

To the Honorable, the Gentlemen of the General Assembly.

The annual meeting of your honorable body brings a season of responsible duties, of arduous labors. In accordance with the requirements of the Constitution, I herewith transmit to you my Annual Message, with the assurance that I am ready to cooperate with you in advancing the weal and the dignity of our commonwealth. As a matter of prime importance, I shall first direct your attention to the condition of our State's finances.

FINANCIAL CONDITION OF THE STATE.

For a number of years past the State has been under the necessity of borrowing money to meet its current expenses. The amount borrowed has been annually increasing, until last year the State Treasurer was compelled to borrow the sum of \$500,000.00. The reason for this increase lies in the fact that since the year 1900 the expenditures of the State have annually exceeded the revenue.

In 1900 the expenditure exceeded the revenue by. . .	\$10,045.42
In 1901 the expenditure exceeded the revenue by. . .	13,924.29
In 1902 the expenditure exceeded the revenue by. . .	208,795.23

In 1903 there was an apparent excess of revenue over expenditures amounting to \$56,304.29, but in reality the expenditures exceeded the revenue by \$32,833.57, for the reason that the sum of \$89,137.86 was then received in settlement of claims against the United States Government, and was placed in the General Fund. Last year again the expenditures exceeded the revenue by at least \$100,000.00, making a total excess of expenditure over revenue of \$365,598.51 for the past five years.

In 1903 the General Assembly, realizing that this condition of affairs should no longer exist, appointed a committee to consider "how best to put the State upon a cash basis, what additional sources of revenue for the State are available, and what changes should be made in existing laws for the assessment and collection of taxes."

This committee reported at your last session, making several recommendations, the only one adopted, however, being a license tax upon all corporations. This law becomes operative this year, and

it is estimated that it will add \$80,000.00 to the State's revenue. The estimated revenue from the five-mill levy for the present fiscal year will be \$1,050,000.00. The insurance license fees and the fees from the office of the Secretary of State may be estimated at \$50,000.00. To this we may add \$80,000.00 from license fees, making a total revenue for 1905 of \$1,180,000.00.

It will thus be seen that, if the expenditures are the same as last year, there will again be a deficiency, with no provision made to place the State upon a cash basis.

In this connection I beg to call your attention to an Article of the Constitution: "The General Assembly shall provide for an annual tax sufficient to defray the estimated expenses of the State for each year, and whenever it shall happen that the ordinary expenses of the State for any year shall exceed the income of the State for such year, the General Assembly shall provide for levying a tax for the ensuing year sufficient, with other sources of income, to pay the deficiency of the preceding year, together with the estimated expenses of the ensuing year." (Article 10, Section 2.)

Had this provision of the Constitution been observed in the past, as it should have been, the State would not now be in its present financial condition, and I deem it needless to impress upon you the mandatory terms of this provision. The Constitution requiring that you shall make provision to meet the deficiency of the past year, and such having been ignored heretofore, it is but fair to assume that the purport of the Constitution imposes upon you the duty of making a like provision for previous years.

I have laid before you as briefly as possible the very unsatisfactory condition of the State's finances. This serious status of affairs calls for prompt and efficient action. It is your paramount duty to meet this obligation and to discharge your duty by earnestly seeking to remedy a condition which has reached a point where action cannot longer be evaded or disregarded. You are the sworn representatives of the people, and upon you alone devolves the duty and responsibility of squarely meeting this unhealthy condition in the most important department of our government.

In my last message, dealing with this subject, I said:

"This is the most important function of the State, so far as its business affairs are concerned, and it is not only an unwise, but a suicidal, policy, to continue expending more money than the revenues of the State amount to. The question resolves itself into this, that expenditures must be curtailed, or more revenue raised. The former,

I fear, is impracticable, and the latter can only be done in one of three ways: First, by requiring the county authorities, upon whom devolves the duty of ascertaining and placing upon the tax books all property, to exercise a rigid supervision of tax returns, and forcing them to require a proper listing of property heretofore escaping taxation. Second, by a license tax, as suggested by your committee; or, third, by increasing the tax levy, which is undesirable, as it will only place additional burdens upon the honest taxpayer, while the 'tax dodger' still escapes."

In reference to the curtailment of expenditures, I am still of the opinion that they cannot be materially reduced, for the reason that the exigencies arising from the material growth and the political conditions of our State are such as will not justify any appreciable decrease. It is therefore clearly manifest that our revenue must be increased; and, as I have said, this can be done in one of three ways. One of these propositions—a license tax—has already been adopted, but, as has been shown, this does not meet the requirements of the situation. The other two alternatives remain: to increase the property assessment, or to raise the tax levy.

In reference to increasing the assessment, and as to the machinery for accomplishing this, I beg to refer you to the report of the Comptroller-General. As will be seen by this report, the Comptroller-General believes that our present assessment laws are sufficient, if properly enforced, and suggests in what way they can be enforced. He calls attention to an accepted fact that property is now generally assessed below its real value, which is contrary to the requirements of the Constitution, and adds that much personal property is now entirely escaping taxation. This is a complex and difficult subject, and I commend the painstaking presentation made by the Comptroller-General, in his comprehensive report, to your careful and earnest consideration. You are aware of the fact that an assessment of all property will be made in 1906; therefore, if the assessment is to be increased, steps should be now taken looking to that end. Should nothing be accomplished at this session to increase the property assessment, it only remains for you to increase the tax levy, which should and must be done, in order that the dignity and integrity of the State shall be properly maintained.

The Income Tax Law is practically disregarded throughout the State, the only exception of importance being Richland County for the past year. The entire receipts from the tax go into the State

Treasury for State purposes, and better provision should be made for the enforcement of this law alike in all counties.

Our present law, fixing a nominal penalty for nonpayment of taxes within the time required by law, should be amended, and a penalty of ten per cent. should immediately attach upon all taxes remaining unpaid on January first. I recommend that the time allowed for the payment of delinquent taxes, with penalty, be fixed at sixty days. The law as it stands at present is cumbersome and difficult to enforce, and is of no practical benefit.

The law authorizes the Governor, by and with the advice and consent of the Senate, to appoint County Auditors and Treasurers. The Governor now makes the appointment of these officers as the result of a party primary, which practically means their selection by the people. The Auditor, in my opinion, should be entirely free from the influences of politics, and I recommend that appropriate legislation be enacted prohibiting any party from placing this office in a primary.

SINKING FUNDS.

The assets of these several funds on December 31, 1904, are as follows: Cumulative Sinking Fund (for reduction and payment of South Carolina Brown 4½ per cent. Bonds), \$527,248.59. Ordinary Sinking Fund, \$64,109.88, of which \$2,936.73 belong to escheats and \$61,173.15 to the Ordinary Sinking Fund proper. Sinking Fund for insurance of public buildings, \$16,471.62.

Statements will be found in the Report of the Commissioners of the Sinking Fund for the year 1904, showing in detail how these three funds are invested, and loaned; and how they have been increased during the past year.

REVENUE BOND SCRIP.

On December 19, 1904, the Supreme Court of the United States affirmed the decision of the United States Circuit Court, in the case of Lee against Robinson, and declared the Revenue Bond Scrip of this State to be void. Under the Act of March 2, 1872, \$1,800,000.00 of this scrip was issued, and since the year of its issue, its validity has constantly been before the courts. By this decision the State is forever relieved of the liability to redeem the \$1,800,000.00 of scrip outstanding, and a menace to her finances has been removed. Had the decision been the other way, the State would have been compelled to pay this \$1,800,000.00.

Since December, 1901, the interests of the State have been represented by Mr. William Elliott Jr., of the Columbia bar, who appeared at the request of the Attorney-General's office. Mr. Elliott has rendered valuable service to the State, which service certainly deserves compensation, and I recommend that he be paid such an amount as may appear to you just and equitable.

EDUCATIONAL INSTITUTIONS.

I am deeply gratified to report to your Honorable Body that during the past year the great cause of education has continued to advance in our State. No greater nor more all-important cause can demand our thought, our care and our best energies. In all lines, material and industrial, as a State, we have prospered, and to know that our common schools and our higher institutions of learning reflect this progress and prosperity in the highest, best and most important interests of a commonwealth, should be, as it is, a source of pride and of pleasure to us all. Time, labor and money spent for the purpose of educating our children yields a return than which there is none greater. Ignorance is an evil which we cannot afford to permit—it is a crime against the future, and to get rid of this deplorable condition would be money well spent at almost any cost. The spirit manifested by the masses of our people all over the State is a safe guarantee of the hope that the future will continue to reveal progress and even greater success in this all-important cause.

The reports of the higher institutions of learning which are supported by the State will be submitted to you by the State Superintendent of Education. These papers will command your interest and every one will show a satisfactory condition of affairs generally in these institutions. I do not believe it is necessary for me to go into details, especially as the reports, full and complete, will be before you.

At the South Carolina College the enrolment of students is larger, I believe, than ever before in its history. The new normal scholarships have been eagerly sought, they have been awarded to most worthy and deserving applicants, and it is clear that they have been strong factors in infusing new life and activity in this institution.

At the South Carolina Military Academy an increased attendance is shown. The efficiency of the graduates from this historic institution has won signal recognition from the War Department, and this is indeed a tribute to the worth and excellence of its management.

This is one of our oldest and most honored institutions of learning, with a career of valued and useful service to the State.

Clemson College continues to grow and flourish. Its capacity is taxed to the fullest extent to accommodate the cadets, and life and growth are everywhere in evidence. The agricultural scholarships, established at this College at the last session of the General Assembly, will attract many young men along the lines for which this institution was primarily established. The new Agricultural Hall, recently completed, is a valuable addition to its splendid equipment.

Winthrop College, the only institution of learning which South Carolina supports exclusively for the education of women, has a career which fully justifies the distinction it enjoys. Since its establishment it has grown year by year in the hearts of our people, and has proven a potent and influential factor in developing education in our State. From its doors annually go forth young women who have received the most careful technical training as teachers, and the effect of the work of these trained and cultivated educators is in evidence in every county in South Carolina.

The South Carolina Institution for the Education of the Deaf and Blind, at Cedar Spring, submits a report which shows that this institution is keeping pace with our other educational interests. I availed myself of the privilege of visiting the school last year, and was pleased and gratified to see evidences of the remarkable work which is accomplished. There can be no substitute for the training, the system and the helpful influences which are here so skilfully combined; there can be no just and adequate estimate of the good which is revealed in the molding of useful lives.

The trustees of these institutions, with one exception, together with those of the Colored Normal, Industrial, Agricultural and Mechanical College, at Orangeburg—which, I am glad to say, is well managed, and is doing good work—all ask from you practically the same appropriations as were given last year. I earnestly recommend that these appropriations be made, and the good work done, with the results accomplished, make me regret that we cannot do even more.

COMMON SCHOOLS.

In reference to the condition of the common schools of the State, I would respectfully refer you to the full and painstaking details which are presented in the report of our State Superintendent of Education. This report shows an increased attendance, and also shows that twenty districts at your last session secured the passage

of special acts to issue bonds for the purpose of building new school-houses. In this report is included the statement that a very large number of school districts have levied special taxes. It is gratifying to note that the school terms are gradually being increased, with larger salaries paid to teachers, which, in my opinion, is most necessary and important.

Superintendent Martin recommends that a certain per cent. of the school funds be set aside for the erection of school buildings by the county boards of education, and in this recommendation I heartily concur. A recommendation looking to an increase in the number of rural school libraries, and regulating their establishment, which recommendation also has my indorsement.

In my last message I called attention to the necessity for establishing, in our larger cities and towns, schools of manual training, in which boys might be taught honorable pursuits. I also urged the need for night schools, especially in mill communities. There is much need for these schools, and I again request you to give your careful attention to this subject.

In this connection I believe it would be an excellent plan to establish at Clemson, from the funds of the College, scholarships in the textile school for the benefit of young men from the cotton mills who seek technical training in this department.

SOUTH CAROLINA COLLEGE.

I take it for granted that the members of the General Assembly are aware of the fact that for some time an organized movement has been steadily in progress looking toward a change in the organization of this institution.

In consequence of this movement, application will be made to you at this session to grant to the South Carolina College the title and charter of a State University. The Trustees, the Faculty, and the Alumni of the College believe the time has come for enlarging the sphere of usefulness of this venerable seat of learning. I heartily favor the proposed plan and think the time most propitious for this State to reestablish this College upon a University basis. The College has just celebrated its one hundredth anniversary and we have a right to believe that the advanced and progressive spirit of education now so apparent in our State is due, in a large measure, to the century of honored years which has marked the life and worth of this institution.

I shall not attempt to do more than to briefly direct your attention to some of the weighty reasons governing my recommendation in this matter. Almost every State in the Union has a State University, and this is true of every Southern State except South Carolina. We must provide such an institution sooner or later, or allow our educational system to remain incomplete. It is a fact that for the lack of such an institution a number of young men now go to other States for the instruction which should be furnished them at home. The demand for University facilities is further shown by the statement that a large number of the students of the College are now outside of the regular courses, and thus the faculty is forced by the actual demands of the students to do University work. A University organization would offer far greater facilities for expansion and growth, to keep pace with the rapid advance of education, and with the growing demands of the people. Such a change would give larger powers for service, with but small additional cost.

It is also the purpose of the Board of Trustees, in changing the organization of the College to that of a University, to increase the facilities for instruction in the Law Department; to add a Commercial Department, and to make such other additions as may be required.

To effect the necessary changes an additional appropriation of only \$10,000 is asked for, and this is, I believe, a moderate amount when measured by the results it will accomplish. I urge this appropriation, and under the circumstances it should reasonably be hoped that the united appeal of the Alumni, the Faculty and the Trustees will receive the favorable consideration of your body.

COMPULSORY EDUCATION.

The people of this State have, for some years past, shown an increasing disposition to tax themselves for the support of their educational institutions. Especially is this true where our common schools are concerned. By this willingness is shown a growing realization of the fact that a State can do nothing better for the protection of its highest and truest interests than by educating its children. Ignorance has ever been, not only a serious incubus to any people, but a menace to its very civilization. This is truer today than it has ever been, and the question forces itself upon our consideration, whether or not we can afford to allow any number of our children to grow up in ignorance. As near as can be estimated from United States census figures and from the reports of the Super-

intendent of Education, there are today about 25,000 white children in South Carolina between the ages of six and twelve years who do not attend school, though schools are easily accessible to most of these children. The question then, and a vital one it is, presents itself to us; can we, for the sake not only of the State, but for the sake of the children themselves, longer allow this deplorable condition to continue?

More than thirty States have adopted compulsory education, and we should now seriously consider whether we can longer afford to postpone taking such a step. Have our common school facilities reached such a point as will warrant this action? I believe they have, provided that the proposed law be not too burdensome in its practical operation. By this I mean that children should not be compelled to attend schools so far from their homes that attendance would be a hardship, nor should the age limit for compulsory education be too drastic. This would cause the law to become unpopular and thus fail to accomplish the purpose for which it was intended.

I have given this matter much careful thought and I am convinced that a conservative beginning should be made at once. Later on, as our school conditions advance and the law grows in popularity and its necessity is more fully realized, needed improvements can be adopted.

I recommend that you adopt a compulsory education law, making it obligatory for all children between the ages of eight and twelve years to attend school for a certain number of months during each year. The distance from the schoolhouse to which this law should apply is a matter for your wise consideration. But, gentlemen, a schoolhouse should be within the reach of every child in South Carolina. The passage of such a law as I most earnestly urge upon your attention would, I feel sure, be of material benefit from every standpoint. The duty to train and educate our children, to prepare them for lives of influence and usefulness, should be as binding upon the State as it is upon parents, and is, beyond all question, an obligation we can no longer afford to evade or postpone.

DEPARTMENT OF AGRICULTURE, COMMERCE AND IMMIGRATION.

It is with a great deal of pleasure that I commend to your careful consideration the full and admirable report of the Commissioner of Agriculture, Commerce and Immigration. This report shows, beyond any question, the urgent need for such a department. Among

many most interesting statistics the all-important statement that, of the 19,308,800 acres of land included within the area of our State, only 5,775,741 acres are under cultivation—this one pregnant statement should awaken your zeal and stimulate you in supporting this department, which already shows a record of work and results.

In advocating the establishment of this department in my last annual message, I did so after the most careful consideration, being prompted to do so because of the belief that our State, with its great undeveloped resources, was sorely in need of an official move in this direction.

South Carolina, by the establishment of this department, has become the pioneer Southern State in developing its agricultural and commercial resources by means of immigration from other States, and from abroad, and this fact has already won for us widespread recognition. Though this department was only established at your last session, and our efficient Commissioner qualified just nine months ago, the report of Commissioner Watson will show valuable and far-reaching results already accomplished. It is difficult to begin a work of this nature; to officially organize a State Immigration Department is an arduous task, especially so when the State is beyond the lines along which the immigration movement has been progressing.

It was not until the first of August last that Mr. Watson was enabled to officially reach desirable foreign immigrants and to direct their thoughts toward South Carolina. Only a few months have elapsed, but since this time more than 200 are now numbered among the inhabitants of this State. This is a direct result of the good work of Commissioner Watson, as is shown by the fact that more immigrants have landed here during the past few months than for many years previous. These will be valuable additions to our citizenship, they have been carefully selected, and many made bank deposits immediately upon arrival here.

In his work the Commissioner has kept strictly within the requirements of the act in reference to nationality, and has also been mindful in this respect of the expressed wishes of the Immigration Convention, held in 1903.

A number of colonies, composed of most desirable material, have already been projected, and a number of others are now being negotiated. In this connection it certainly should be interesting to know that 79,000 acres have been officially contracted for at once, and options have actually been given and are now held upon more than

twice this amount, to be disposed of by purchase. This colonization feature is a most important phase of the work, and if it did no more than to materially increase our white population, it would be, to us, of untold benefit.

The agricultural and commercial interests of the State have by no means been neglected, but the Commissioner has kept in close touch with Clemson College, and is indebted to the College for valuable assistance. In addition to the colonization and sale of lands, the outlook is most encouraging for bringing varied industries into the State, these being attracted by the advertisement, through this department, of the great natural advantages of South Carolina. I earnestly recommend that you give this department all needed encouragement and assistance. It rests entirely with your body to bring immigration from other countries into our State, for by the laws of the United States this must be done only through official State channels, all individuals and agencies being strictly prohibited from engaging in this work. As only a small appropriation was made for this department last year, and no increase is asked, I desire to bring one matter to your attention. The Commissioner is necessarily required to do much traveling, and, in view of the fact that he is entirely removed from all legislation, I recommend that he be exempted from the provisions of the Act prohibiting State officials from using free passes from railroad and steamboat companies.

STATE MILITIA.

Your attention is invited to the reports of Adjutant-General Frost and Lieut.-Col. Ezra B. Fuller, of the United States Army, which contain valuable facts for your consideration in reference to the State Militia. Upon my request, Colonel Fuller was detailed by the War Department to report for duty, to act in cooperation with the Adjutant-General in promoting the efficiency of our State troops. The services of this officer have been most valuable, and the military branch of our Government has been materially aided by his work.

From these reports is shown the needs of the Militia, both in reference to appropriations and the necessity of a revision of the Military Code, to make its provisions conform to the requirements of the Act of Congress, approved January 21, 1903, known as the "Dick Bill." This Act, which has already done so much to advance the interests and efficiency of the troops of this and other States, requires that "the organization, armament, and discipline of the organized Militia shall be the same as that which is now, or may

hereafter be, prescribed for the Regular and Volunteer Armies of the United States." The Act further provides that the Militia shall be sufficiently armed, uniformed, and equipped for active duty in the field, before they can participate in the annual appropriations made by the general Government for the support of the Militia, which annual allotment amounts to nearly \$18,000.00 for the State of South Carolina. This amount was secured this year, although the Assistant Secretary of War reports that, had the law been strictly applied, on account of deficiencies and failures, we would have been deprived of our proportion.

It is also shown by these reports, that, in proportion to population, South Carolina has a larger force of Militia than any State in the Union, and that the appropriation from the State for the support of the Militia per capita is very low. The requirements of the "Dick Law" are such that we are confronted with the necessity of either reducing the number of companies or of increasing the appropriation so as to meet its demands. This is a matter of serious import to the State Militia, and I feel sure that in considering it you will act solely with a view to the best interests of the State and of those who have volunteered in its service. During the past year encampments were held in Columbia. These encampments are of great benefit, and steady improvements each year attest their value. In view of the storage and supplies necessitated by these annual encampments, a State Armory is, in my judgment, a necessity.

The report of the Adjutant-General is a detailed and intelligent statement of the condition and needs of the State Militia, and I am sure that his recommendations for the betterment of the service will have your careful consideration.

DISPENSARY.

Last year I purposely refrained from making any recommendations in reference to the Dispensary. My reason for this was that I had not then had sufficient time to familiarize myself with the practical workings of the system. I have since had greater opportunity to study some of the more important details regarding the management of this institution, and for this reason I beg to submit, for your consideration, changes which I am constrained to think will be improvements.

To properly regulate and control the sale of liquor has always been a question most difficult of solution. Theories upon this subject, whenever and wherever tested, always become difficult problems

when their practical enforcement as laws, or regulations, are attempted. No liquor law has ever yet been devised, which, in its general operation, has given entire satisfaction. South Carolina is the first and only State that has attempted to solve this problem under such State control as is included in our present Dispensary Law. In spite of the fact that this law has many strong points which commend it, most notably among them being, in my opinion, the fact that it has decreased drunkenness, it is also true that, like other laws, it has its imperfections. I am convinced that if this system can be properly regulated, it will be one of the best solutions of the liquor question. If not properly managed and controlled, its usefulness will be at an end. The recommendations which I shall make will be submitted with a view solely to improve the system, and to place all available legal restraints around the sale and use of liquors.

The purpose of the Dispensary should be, not to increase, but to curtail and control, the sale of liquor, and this purpose should always be kept in view. As a business institution, it should be placed as far as possible above criticism, and its restrictive regulations should be rigidly enforced. The management of the Dispensary has always been the subject of more or less criticism. During the past few months this criticism has been made frequently, and with the greatest freedom. It is necessary that the system should be made as business-like as possible, and to this important end I shall principally direct my recommendations.

COUNTY BOARDS.

I respectfully recommend that the various County Boards of Control should be appointed by the State Board of Directors. Two members of this Board to be appointed upon the recommendation of the legislative delegations, the other member upon the nomination of the Mayor of the county seat. It should be the duty of these County Boards to indorse orders filed with the State Commissioner, by county dispensers, for such supplies as may be needed for their respective dispensaries, naming brands and amounts required. This Board should elect the various county dispensers, but these dispensers should be subject to removal by the State Board of Directors, for cause.

STATE COMMISSIONER.

The State Commissioner should, in my judgment, be the officer whose duty it should be to purchase all supplies for the Dispensary. He should be required to make contracts, not for any specified

amount of liquor, but for such supplies as may be actually required, such requirements to be determined by the Commissioner, based, as far as possible, upon orders received by him from dispensers, approved by the County Boards, and filed with him thirty days before the advertisement for bids by that officer.

Each contract made by the Commissioner should require the firm contracted with to guarantee the sale of such goods as may be ordered, and shipped to the State Dispensary, said guarantee to be entered as a part of the bond. All advertisements for bulk goods should be placed strictly and absolutely upon a competitive basis, by letting it be distinctly understood that the lowest responsible bidder shall be awarded the contract. It should further be the duty of the Commissioner to make, each year, quarterly reports to the State Board of Directors, showing the amounts contracted for the previous quarter, including the brands and prices, which report the State Board of Directors shall have published in at least two daily newspapers of the State.

STATE BOARD OF DIRECTORS.

The Board should be required to meet each week at their office in the State Dispensary, to remain in session as long as may be necessary for the transaction of their business. The general supervision and management of all County Dispensaries should be in their charge, and they should be specifically charged with the duty of seeing that all restrictions governing the various dispensaries should be strictly enforced. These are responsible and arduous duties, for which the members of this Board should receive a salary of not less than \$1,500.00 per annum, each, and should be required to file a bond of not less than \$10,000.00.

I further recommend that the law as to the location of County Dispensaries be amended to restrict them to such incorporated towns and cities as, in the opinion of the County Board of Control, furnish adequate police protection to the public against disturbances of the peace.

Should these recommendations be adopted I am constrained to believe that they will accomplish two purposes, namely: They will place the Dispensary upon a more business-like basis and will also provide the machinery by which the legal restrictions of the system will be properly enforced.

The reports of the State Board of Directors will be submitted for your consideration, showing the business transacted during the past

fiscal year, and I respectfully refer you, for all details, to these reports.

REMOVAL OF DISPENSARIES.

At your last session there was enacted a law giving to counties which desire prohibition the right by a majority vote to close their dispensaries, and upon the taxable property of all counties so voting it was required that there be levied an annual tax of one-half of one mill, this tax to be expended by the Governor in enforcing the law, should the local authorities fail to do so. Objection has been made to this law on account of the tax imposed, it being contended that it is in the nature of a penalty, its effect being to deter the people from voting for the removal of Dispensaries.

I do not agree with this view. If prohibition be substituted for the Dispensary Law, then prohibition should be enforced, and when this cannot be done through the sentiment of the people, expense must certainly be incurred. The counties now pay for the enforcement of each and every law, and it is not fair to expect counties which maintain the Dispensary to take the profits accruing to the General School Fund, to defray the expenses of the enforcement of the law in a county which pays nothing. Besides this, the tax is by no means excessive; it can be expended only when necessity requires, and then solely in an effort to accomplish the purpose for which the people voted. That it will not deter them from voting for what they desire, was certainly demonstrated recently in the only election which has been held under the provisions of the law. Although it is required that the tax be paid annually, it need practically be paid only once, for if the local authorities do their duty in enforcing prohibition—which they will do whenever the people demand it—the money will be refunded to the county, and the ordinary county tax can be thus reduced by one-half of one mill. This tax feature of the law, then, it appears to me, instead of being regarded as a penalty, preventing the counties from obtaining what they desire, should rather be viewed as a guarantee that they shall have, as far as possible, just what they do desire.

ENFORCEMENT OF THE DISPENSARY LAW.

The enforcement of this law includes difficulties which should be apparent to all, but which really are not fully understood. It certainly presents a serious problem to your Chief Executive, a problem of ceaseless and never-ending responsibilities and anxieties.

It is unnecessary to attempt an enumeration of the various obstacles which are always encountered, and which, owing to their peculiar nature, are not found in the carrying out of other laws.

Where popular sentiment favors the Dispensary Law, there is, of course, very little work for the constabulary to do, but in other localities exactly the reverse of this is true. I feel sure, however, that the efforts which have been made have gradually brought about generally improved conditions, but I do not hesitate to add that much yet remains to be done. In some localities, as is well known, juries refuse to convict, thus necessarily placing the entire burden of enforcement upon the constabulary. This complicates and increases the difficulties which are already sufficient in themselves, and in such localities it seems impossible to have the law strictly enforced.

Without seeking any explanation of these reasons, prejudices and objections, the fact remains that they do exist, and, furthermore, they present the most serious obstacles toward legitimately carrying out the spirit of the law. In considering this problem I believe that the time has come when we should be perfectly frank in dealing with it. Nothing can be lost by this, and such a course will in the end lead to a better understanding. In the first place, I wish to be fully understood. It is the duty of the Governor to enforce the laws as they appear upon the statute books, making them apply alike to every section. This I have endeavored to do, and this I shall continue to do, so long as the responsibilities of your Chief Executive devolve upon me.

With no desire to evade this responsibility, I deem it my duty to mention one aspect of the Dispensary situation as experience has revealed it to me. Since I have been in office I have done my utmost to strictly enforce this law in Charleston, with the result that I have been able to improve conditions only by the suppression of flagrant and open violations. Mayor Rhett has given me official aid, but our combined efforts have not apparently accomplished more than is above indicated.

There are few in Charleston who favor the Dispensary, which, although it has been in operation for more than a decade, is strongly opposed, and has made but few converts. There are those in Charleston who favor its enforcement because it is the law, and in my efforts to enforce it I have been accorded by them a strong moral support, for which I am deeply grateful. The location of the city, with its extensive water front; the inability of the constables to make seizures before shipments are delivered to the consignee; the

large number of places where liquor is illegally sold; these and many others, make a combination of difficulties which it seems impossible to overcome. Trials by juries have proven ineffectual, and the resources of the law have been appealed to, time and again, but the illegal sale of liquor continues. In giving you information concerning the condition of the State, as I am required to do, I have thought it best to state these facts to you plainly. It is my conviction that this is also a part of my duty; and, though for many reasons I would prefer not to do so, the situation has been brought to your attention.

The Chief Constable calls my attention to the fact that he is much hindered in the general enforcement of this law by the existence of so-called "social clubs," etc. These clubs pretend to operate under charters granted by the Secretary of State, but in reality they are only places for the promiscuous illegal sale of liquor. In granting charters, the Secretary of State acts in a ministerial capacity, and must, therefore, grant a charter for any expressed purpose. I recommend that the laws governing the granting of such charters be amended, so that they shall not be granted until sixty days' published notice has been given, and that the Secretary of State be given authority to refuse such charter upon an affidavit by the Chief State Constable that he has reason to believe that the applicants intend to violate the Dispensary Law. Should the officers or employees of any such club or organization be convicted of violating this law, I would further recommend that the Secretary of State be required to revoke any such charter heretofore granted.

LAWLESSNESS.

At the last session of your body I sent a special message upon the subjects of lynchings and lawlessness. This I conceived to be my duty at the time, and I regret to add that subsequent developments have not changed my opinion. So important should be the consideration given to this subject, that I must again bring the matter to your attention. Before making any further statement, I shall here quote from the special message referred to, and renew my former recommendation.

"The Governor is popularly credited with power to prevent and punish these outrages against the State. In reality he is practically powerless. When notified, he may sometimes frustrate the mob by the employment of troops, but when the crime has been committed, his hands are really tied. In the meantime, the spirit of lawlessness

is unchecked. A band of lawless men may feel secure in taking the life of a fellow being on almost any pretext. This deplorable condition should be remedied. To compel greater respect—the proper respect—for the majesty of the law, I recommend the enactment of special legislation in reference to lynchings, in order that the great responsibility of officials directly charged with the enforcement of the law may be brought home to them, and that more effectual measures be taken for the apprehension of persons who take the law into their own hands.”

I am convinced that this matter should receive more consideration than was given to it at your last session. There is nothing so important to any State as to have its laws properly respected, nothing which strikes deeper at the roots of its civilization than to have these laws disregarded. It is absolutely necessary that all crimes, of whatever nature, should be punished through the legal channels—through this source, and through this source alone. The power and majesty of the law should be brought to bear, as far as possible, upon lynching for any and for all crimes. There is no alternative.

Lynching for one crime leads to lynching for other crimes, and thus lawlessness is substituted for law.’ Surely experience leads to this inevitable conclusion.

Since your last meeting I have had, on several occasions, to order out troops for the protection of prisoners. While I have been almost forced to do this, owing to the nature and urgency of the requests, I consider this by no means desirable. The services of the militia should never be called upon until the civil authorities shall have exhausted every means in their power to uphold the law. I am firmly convinced that, were this stand taken, calls upon the Governor for the services of the militia to protect prisoners would cease entirely.

As I said in my special message—which is here quoted—the Governor is practically powerless where the details of the enforcement of law are concerned, for the reason that he has no power to compel an officer to do his duty. This applies not only in the case of lynchings, but to other offenses also. When a lynching occurs, when an officer charged with the sacred duty of protecting the life of a prisoner while in his custody; when a sheriff allows the mob to usurp the law and barbarously take the life of a human being—then there is no question in my mind but that a penalty should be provided for such dereliction of duty. I am of the opinion that this should be remedied by such legislation as would inflict a penalty for neglect of

such duty, the penalty to include removal from office of the offender when such extreme measures are rendered necessary for the proper vindication of the law.

I readily recognize the fact that occasions sometimes arise when the use of troops is necessary, but I am equally sure that the growing tendency to ask for such assistance should be stopped. Offenders should be made to understand the fact that no expense will be spared to bring them to punishment. I asked last year for a special fund to suppress lynching, and though none was provided, I felt it my duty, nevertheless, to make an attempt, in each and every lynching that has occurred, to uphold the dignity of the State in endeavoring to bring the offenders to justice. In order to effect this, I have had to exceed my contingent fund, as I will explain later in a special message. I feel sure that money so expended was well used and will do much to uphold law and order in South Carolina. A special contingent fund to be used for this purpose, by the Governor, is, in my opinion, a necessity, and I recommend, therefore, that you appropriate such an amount as you may deem proper, to be so used.

I have noticed, with much gratification, the awakening of a healthy public sentiment against lynchings and lawlessness throughout the State and a growing determination that this evil shall cease. Our people are realizing the fact that the reputation of a State as fully determines its influence and power, at home and abroad, as the character of a citizen determines his standing among his fellow men. We can hope for much from the aroused conscience of public opinion, manifestations of which are reflected in the pulpit and by the press, and echoes of which are heard throughout the State. Especially true and gratifying is this as is evidenced by the organization of Law and Order Leagues, with members numbered among our representative citizenship. From this source we have a right to expect much, and we will all unite in the hope that their crusade for law and order will have far-reaching beneficial and uplifting results.

TWO ADDITIONAL JUDICIAL CIRCUITS.

Among the measures which I urged at your last session was the recommendation that you should abolish the Act providing for special courts, and that two additional Judicial Circuits should be established. I am impressed, more than ever, with the necessity for the adoption of this recommendation. The special courts have for the past two years entailed an expenditure of twice the amount of the appropriation, and the tendency seems to be to hold these courts

more frequently each year. For many reasons this plan has not proved satisfactory, and I believe the demand is general for a repeal of the law.

It seems that the necessary work cannot be accomplished with the present number of circuits, which have not been increased in keeping with the growth of the State and the natural increase in litigation. Realizing the difficulties involved in redistricting the State so as to secure two additional circuits, I have tried to devise other means of meeting the situation, but can find none which do not seem to conflict with the Constitution. I therefore again recommend that the number of judicial circuits be increased from eight, as at present, to ten, and that this be done at the present session of your body.

FORMATION OF NEW COUNTIES.

I desire to call your attention to a manifest conflict between the Constitution of 1895, Article VII, providing for the formation of new counties, and the Act of the General Assembly of 1896, page 64, Section 1, incorporated as Section 574 of the Code of Laws of 1902. This Act provides that the sections of an old county or counties, desiring to be incorporated into a new county, shall simply file with the Governor a petition, signed by one-third of the qualified electors, setting forth the boundaries, the proposed name, number of inhabitants, area and taxable property of the proposed new county. The Constitution, however, provides that, not only shall such a petition be filed, but that a showing of compliance should be made with the requirement of the Article referred to. In passing upon such matters, I have endeavored to follow the Constitution, and have required that a showing be made in accordance with its provisions, but I would recommend that, at this session, you amend the statute law in order that it may conform with the obvious intent and phraseology of the Constitution.

THE STATE HOSPITAL FOR THE INSANE.

The care of the defective and dependent is one of the most perplexing problems of modern civilized life. Many States support these classes in distinct institutions, but in our State they are kept in one only, and it appears that such is to be our policy for years to come. For this reason, with a growing population, we must expect a large number of admissions to the State Hospital for the Insane, which, since its opening in 1828, has received lunatics, idiots and

epileptics and—by subsequent legislation—inebriates. In making comparisons of the cost of the care of this institution with those of other States it is well to remember the conglomerate character of our State Hospital. In going through the wards of the Hospital one cannot but be struck by the large number of old people who cannot be strictly considered insane, but who are really suffering from the infirmities of age. The feeling of sadness which one must experience in contemplating the fact is relieved by the reflection that the State thus offers her protection to the aged and helpless to whom fate has denied the blessings of home and loved ones.

Nearly 550 new patients have been admitted during the past year, while the daily average number of patients in the Asylum has been 1,210, and the total number under care during the year is 1,710.

The erection of the Taylor building two years ago gave more room for white men; in two wards, where nearly seventy white women are maintained, are still kept in the same building the negro women, and the single rooms for this class, many of them, are occupied by two patients. The conditions have been such that the Board of Regents has felt the imperative necessity of striving to complete at once the Talley building, for the exclusive use of white women.

An appropriation of \$15,000 was made last year for this purpose, it being then understood that the total cost of the building would be about \$30,000.00. This structure is now nearly completed and will afford much needed relief to the class which appeals first to our sympathies. A deficit of between \$13,000 and \$14,000 still exists, owing to the necessities of the situation.

You will be asked by the Board of Regents to appropriate the sum of \$14,000, which amount, in regular routine, would have come before you this year for the completion of the building, and in this request I heartily concur. The amounts asked by the Board for support, insurance and other incidental expenses appear as reasonable to me as they could possibly be in the circumstances, and I recommend that the amounts be appropriated as requested. I cannot close this brief summary without sincerely commending the excellent care and management which is given to this institution by the Superintendent and his coworkers. Here are united tender sympathy, thoughtful consideration and practical business ability, thus making this Asylum, in the strength of its highest needs, fill well the humane purposes for which it is maintained.

PENITENTIARY.

In reference to the condition of the Penitentiary, I would refer you to the reports of the Superintendent and the Board of Directors. During the past two years I have availed myself of opportunities to observe this institution closely, and am glad to say that it is excellently managed. The convicts are well treated, and the discipline is equal to that of any similar institution. The health of the inmates, with the exception of some cases of tuberculosis—many of which were contracted before the convicts were committed—has been excellent during the past year. A new building has been nearly completed, as quarters for the officers and guards, and I understand that it is the intention of the Board during the present year to make another valuable addition, a building in which convicts suffering from tuberculosis may be separated from the others. It is the purpose to have this building constructed upon modern hygienic and sanitary principles, and I am gratified to note that from year to year such improvements are being added as tend to make this a model institution of its kind.

Abundant crops have been made upon the State farms, and from these crops the State has realized a handsome profit. The farms are valuable for more reasons than one; for, besides being a paying investment, convicts who cannot be employed either upon the public roads or in the Penitentiary can be here utilized. I would especially commend the work which is being done at the Reformatory for young convicts. This is one of the best features of our penal institution, and should be maintained as a valuable adjunct to our prison system.

In this connection, I have noticed with much gratification a movement by the South Carolina Federation of Women's Clubs for the establishment of an Industrial School and Reformatory for such white boys as may need the care of such an institution. If these unfortunate ones, drifting into vagrancy and degradation, could be helped and strengthened by the training and care of such a school, untold good would be accomplished. Not only would they be kept from association with hardened criminals, but sheltered and feeling that they were cared for, with uplifting and helpful influences, many drifting ones could be trained for lives of service and usefulness. There is needed work to do, and even a small beginning now would bring fruitful results in years to come.

STATE BOARD OF HEALTH.

Experience has clearly shown me that the manifold duties and great responsibilities devolving upon this Board are neither understood, nor are they properly appreciated, by the public generally. Constant calls are made upon the Board, which, were they responded to in the manner desired, would require the expenditure of a very much larger sum than is now appropriated. Under such circumstances, no matter how faithfully the members endeavor to perform their duty, they cannot satisfactorily accomplish all they are asked to do. The principal difficulty confronting them is that they are so often expected, not only to prevent the spread of contagious diseases, but are asked to care for and cure those suffering from such diseases, which procedure would entail an enormous expense. With the appropriation they have had at their disposal, to prevent the spread of contagious diseases is all they can be expected to accomplish. How this can best be done is a question to be considered. The report of the Board contains statements of grave importance, and also has a number of recommendations. A careful reading of this report will show that the proper care of the public health is a matter of much greater importance than is generally thought. I believe that more efficient service could be rendered were the Board empowered to elect a physician, as an executive secretary, giving this officer such salary as would enable him to devote his entire time to matters concerning the public health. If no larger appropriation can be secured, rather than have this prevent the election of such an officer, I believe it would be wise to have set apart from the present appropriation such an amount as would be necessary for this purpose.

The Board recommends that the quarantine stations in the State be transferred to the United States Public Health and Marine Hospital Service, and, for many reasons, in this recommendation I concur.

STATE BOARD OF MEDICAL EXAMINERS.

This Board desires certain changes in the law governing the practice of medicine in the State, which changes appear to me to be most desirable. Our present law requires the Board to meet in April, but the request is made that this date be changed to June, for the reason that all of the colleges will then have finished their commencements. It is also desired that the license fee, which is now very small, be increased to a reasonable amount. This will warrant

an increased appropriation, amounting to \$500.00, which amount is needed to defray the expenses of this Board.

I join in these requests and recommend that the changes be made.

THE STATE GEOLOGIST.

The establishment of this department a few years ago was an important move, where such a step was certainly necessary. The full and complete report made by State Geologist Sloan merits your careful attention. Here are clearly shown the vast and valuable mineral resources of our State, very many of which are practically undeveloped. Some of these deposits have no equal of their kind in the United States, and are attracting attention in many directions where profitable results must follow.

Phosphate rock, in the form of phosphatized marl, torn from the bed of the ocean by the waves, and stranded along the beach, has been discovered in Horry County. This contains fifty-seven per cent. of calcic potash, and the boulders are large, with promise of large quantities on adjacent territory.

In gold mining the activity and increase is marked, and a study of the Gaffney tin deposits, "which constitutes the most valuable tin area yet discovered in the United States," reveals again the growing and fruitful development of a splendid field.

The State Geologist is zealous in his work, and is actively and systematically canvassing the entire State in his labors. It is expected that his good work will be further enhanced by the early cooperation of the United States Geological Survey in the work of stream measurements.

RAILROAD COMMISSION.

The annual report from this important department of our State government will be found on your desks, and I commend it to your consideration. The report contains much valuable information concerning which it is not necessary for me to refer to specifically, but which is well worthy of your careful attention. In it will appear the gross earnings and the net income of the railroads, and the taxes paid by these corporations. Similar statements are made concerning the operations of the express, telegraph and telephone companies doing business within our State for the fiscal year ending June 30, 1904. The magnitude of these interests, from all of their varied stand-points, is self-evident, and any recommendations contained in this report should be carefully examined and acted upon.

GOOD ROADS.

Last year, in my message, I felt it necessary to dwell at some length upon the subject of our public highways, and I recommended such legislation as would give the counties the right, by majority vote, either to issue bonds, or to levy an annual tax for road improvement. No action was taken upon this important matter and I now renew my former recommendation.

This is a subject of the utmost importance to all the people—a subject in which is included much more than the improvement of our roads. The benefits to be derived, from any point of view, are numerous, and strong business considerations make it imperative that this valuable work should be properly attended to.

PENSIONS.

The largest appropriation made by your body is for the care of the Confederate Veterans. This amount seems large when compared with the total appropriation, but when viewed in another light we cannot but feel that we would like to do much more for the old soldiers who in years that have gone did so much for their State and their country. The total number of pensioners on the rolls this year was 8,554, and \$197,309.42 was the amount distributed among them. The law, generally speaking, is working satisfactorily, but in reference to certain classifications it is believed that improvement can be made, and the Comptroller-General will specifically direct your attention to the proposed changes. Anything pertaining to the proper care of the veterans of the Confederacy will, I am sure, have your most thoughtful consideration. We owe them a deep and lasting debt of gratitude, and to care for those who, in their old age and declining days, need this care, should be, as it is, a privilege and one of the first duties of our people.

BIENNIAL SESSIONS.

At your preceding session an amendment to the Constitution providing for biennial sessions of your body, having been agreed upon, it was submitted to the qualified electors of the State at the general election, a majority of whom voted in favor of this amendment. Believing as I do, that biennial sessions will afford all necessary legislation, and will result in a retrenchment of expenses, I trust you will ratify this vote in order that the amendment may become effective. Should this be done, you should, at this session, take such

action as may be necessary to adjust and conform other parts of our Constitution and statutory law to the change wrought by the enactment providing for biennial sessions.

In this connection I shall submit a recommendation which I deem most important. For many reasons it would be wiser and better to have all of your State officers elected for a term of four years, not allowing them to succeed themselves. The reasons for such a change are obvious, and do not need to be here discussed. The expense and necessary neglect of duty incident to conducting a campaign every two years is alone almost sufficient reason for the proposed change, and the people should also be spared the loss of time and the inconveniences of too frequent campaigns. I am firmly convinced of the fact that the best interests of the State would be subserved by making this change in our Constitution, and I recommend it to your favorable action.

PHOSPHATES.

I regret to report to you that the mining of phosphate rock in our rivers has, for the present at least, practically ceased. Only two companies are now at work and operations are conducted to a limited degree. In the vicinity of Beaufort no work whatever is being done.

During the past year several applications were made for a reduction of the royalty, which is now 25 cents per ton. The Board of Phosphate Commissioners, after considering the matter, declined to grant this request for the reason that the royalty is now so small that no further reduction would be likely to encourage mining. An additional reason for this was the fact that the royalty has been pledged to the holders of the bonds of the State, and the Board felt that without their consent they would not be justified in making the reduction requested. A total royalty of only \$10,784.00 was received for the last fiscal year.

PROTECTION OF FISH AND OYSTER INTERESTS.

These interests are of more importance to our State than seems to be realized, and at present they are practically neglected. It should be the policy of the State to develop these resources by affording that protection which is absolutely necessary to prevent them from being destroyed. With proper care these interests could be made a valuable source of revenue to the State. The difficulty in legislating upon this subject has always been a lack of such informa-

tion as was necessary to make efficient and, at the same time, practical laws. Until such information can be furnished, and such laws suggested, nothing, in my opinion, will be done. I recommend, therefore, that a commission be appointed, whose duty it shall be to make a thorough examination of this subject, to report at your next session.

SILK CULTURE.

The United States, with an annual product amounting to about \$125,000,000.00, is the largest silk manufacturing country in the world. It has been practically demonstrated that our climate is admirably adapted to silk culture, and if this were undertaken properly it would result in bringing a most desirable class of foreign silk growers here. All necessary materials for silk culture can be obtained free, and the Government will buy, at highest market rates, all cocoons raised in the United States. In 1902 the cocoon crop of Italy sold for \$35,615,400.00, and this value of cocoons is more than quadrupled when manufactured. A silk crop can be raised, gathered, and marketed in five weeks, and in South Carolina this would be finished by the first or second week in April.

As a profitable and desired addition to our diversified crops, I think this an important subject for our careful consideration.

THE DOME OF THE STATE HOUSE.

During the past year the Commission for the Completion of the State House reported to me that, in the discharge of their duty, they had cause to fear that the dome of the State House was in an unsafe condition. The Commission requested me to take immediate steps to have the dome examined. By agreement, it was decided that I should apply to the Secretary of the Treasury to secure the services of a competent engineer for this purpose. I did so, and the Secretary promptly aided me by sending Mr. Kort Berle, Chief Structural Engineer in the office of the Supervising Architect of the Treasury Department.

Mr. Berle made a careful examination, and reported that the dome was safe, which report I transmitted to the Commission.

PROTECTION OF STATE RECORDS.

The Secretary of State asked last year for an appropriation, to be used in suitably equipping his office with fireproof record cases. The offices of the State Treasurer and of the Comptroller-General

also stand much in need of similar improvement. Valuable documents of State are kept in these offices, and money properly invested in permanent improvements would be well spent.

I trust that you will give this matter your attention, and I recommend that you appropriate the amounts necessary.

CONCLUSION.

In as brief space as possible I have endeavored to give to you information concerning the most important departments of our State Government, and have made for your consideration such recommendations as appear to me to be necessary and important. I rejoice to add that progress and prosperity continue to bless us, with the uplifting influences that come from the earnest labors of a united people. The welfare of South Carolina is largely in your keeping, and much hope for her future will depend upon the results of your deliberations. There was once a temple erected with no sounds of the tools of labor, with no confusion of haste and disorder, without noise and strife. Imbued with this spirit, with united zeal and devotion may you quit yourselves like men; may your deliberations add to the upbuilding of our Commonwealth; may they contribute to the reign of law and order, to the peace and happiness of our people, and to the dignity and honor of our State.

D. C. HEYWARD,
Governor.

At the conclusion of the Governor's Message, Mr. RAYSOR offered the following Resolution, which was considered immediately and adopted:

Resolved, That so much of the Message of his Excellency the Governor as relates to the Public Debt, to Revenues and Expenses, and all other matters pertaining to Taxation and Finance, be referred to the Committee on Finance.

That so much thereof as relates to the Colleges and Common Schools, to the Institution for the Education of the Deaf, Dumb and Blind, and other educational matters, be referred to the Committee on Education.

That so much as relates to the Hospital for Insane, be referred to the Committee on Penal and Charitable Institutions.

That so much as relates to the Courts, to Biennial Sessions, and all references to legal matters, be referred to the Committee on the Judiciary.

That so much as relates to Public Highways, be referred to the Committee on Roads, Bridges and Ferries.

That so much as relates to the Phosphate Interests, be referred to the Committee on Mines and Mining.

That so much as relates to the Railroad Commission, be referred to the Committee on Railroads.

That so much as relates to the Militia and Pensions, be referred to the Committee on Military.

That so much as relates to the State Board of Health, be referred to the Committee on Medical Affairs.

That so much as relates to the State Penitentiary, be referred to the Committee on Penitentiary.

That so much as relates to the State Dispensary, be referred to the Committee on Dispensary.

That so much as relates to the Department of Immigration, be referred to the Committee on Immigration.

That so much as relates to the State Geologist, be referred to the Committee on Mines and Mining.

That so much as relates to State Records, be referred to the Committee on Legislative Library.

That so much as relates to Agriculture, the State Agricultural Society, Silk Culture, Forest Preservation and Fish and Oyster Preservation, be referred to the Committee on Agriculture.

That so much as relates to the State House, be referred to the Committee on Public Buildings.

SPECIAL MESSAGE No. 1.

To the Honorable the President and Gentlemen of the Senate:

I have the honor to notify your honorable body that I have transmitted for your attention the annual official Reports of the Comptroller General, the State Superintendent of Education, the Adjutant and Inspector General, the Commissioner of Agriculture, Commerce and Immigration, and of the Committee appointed to Ascertain the Amount of Phosphate Deposits in the Waters of the State. It is important that these reports should have your consideration as soon as possible, and I am gratified to note and commend the promptness with which they are placed upon your desks at the very earliest moments of your deliberations.

Very respectfully,

D. C. HEYWARD, Governor.

Received as information.

ELECTION OF STANDING COMMITTEES.

Mr. HYDRICK moved that Rule No. 19, requiring the Senate to vote *viva voce* to elect a Chairman of each Committee severally and then vote *viva voce* to elect the other members necessary to complete the same, be suspended, and that the Chairmen nominated for the respective Committees all be elected by a single vote *viva voce*.

Which was adopted by unanimous vote of the Senate.

Mr. HAY nominated the following Standing Committees, as agreed upon by an informal conference of Senate, which were unanimously elected:

AGRICULTURE.

J. T. Douglass, Chairman.
A. H. Williams.
R. I. Manning.
James Stackhouse.
P. L. Hardin.
C. H. Carpenter.
T. G. McLeod.
E. F. Warren.
G. J. Holliday.
C. M. Davis.
J. H. Brooks.
D. F. Efrid.

JOURNAL OF THE SENATE,

EDUCATION.

G. W. Brown, Chairman.
J. Q. Marshall.
T. M. Raysor.
W. E. Johnson.
D. E. Hydrick.
T. B. Butler.
Neils Christensen, Jr.
W. H. Wells.
E. S. Blease.

CLAIMS AND GRIEVANCES.

J. S. Brice, Chairman.
D. E. Hydrick.
J. R. Blake, Jr.
J. K. Hood.
J. E. Peurifoy.
T. B. Butler.
J. B. Black.
T. G. Talbert.
J. D. Bivens.

ENROLLED BILLS.

J. K. Hood, Chairman.
J. E. Peurifoy.
G. J. Holliday.
W. J. Johnson.
E. J. Dennis.
Neils Christensen, Jr.
J. R. Earle.
W. H. Wells.

CONTINGENT ACCOUNTS.

C. M. Davis, Chairman.
T. B. Butler.
C. H. Carpenter.
G. F. von Kolnitz, Jr.
T. M. Raysor.
F. P. McGowan.
E. S. Blease.
D. F. Efird.

FINANCE.

R. I. Manning, Chairman.
A. H. Williams.
J. Q. Marshall.
G. J. Holliday.
J. S. Brice.
T. G. McLeod.
J. R. Blake, Jr.
James Stackhouse.
P. L. Hardin.
W. L. Mauldin.
Neils Christensen, Jr.
W. J. Johnson.

DISPENSARY.

James Stackhouse, Chairman.
P. L. Hardin.
C. M. Davis.
Cole L. Blease.
Geo. H. Bates.
D. F. Efrid.
J. B. Black.

PENAL AND CHARITABLE INSTITUTIONS.

W. C. Hough, Chairman.
J. T. Hay.
G. F. von Kolnitz, Jr.
J. K. Hood.
J. E. Peurifoy.
J. H. Brooks.
F. P. McGowan.

COMMERCE AND MANUFACTURES.

T. G. McLeod, Chairman.
W. E. Johnson.
J. K. Hood.
E. F. Warren.
C. H. Carpenter.
J. E. Peurifoy.
G. J. Holliday.

JOURNAL OF THE SENATE,

W. L. Mauldin.
Geo. H. Bates.
J. B. Black.
E. S. Blease.
T. G. Talbert.

COUNTY OFFICES AND OFFICERS.

LeGrand G. Walker, Chairman.
Jas. Stackhouse.
T. G. Talbert.
E. S. Blease.
J. R. Earle.
E. P. McGowan.

ENGROSSED BILLS.

C. H. Carpenter, Chairman.
C. M. Davis.
J. K. Hood.
J. D. Bivens.
T. G. Talbert.
J. R. Earle.
E. S. Blease.

FEDERAL RELATIONS.

W. E. Johnson, Chairman.
J. S. Brice.
C. H. Carpenter.
G. F. von Kolnitz, Jr.
T. G. McLeod.
Cole L. Blease.
E. J. Dennis.

IMMIGRATION.

G. J. Holliday, Chairman.
J. T. Douglass.
Jas. Stackhouse.
P. L. Hardin.
D. E. Hydrick.
Neils Christensen, Jr.
E. J. Dennis.

INCORPORATIONS.

T. B. Butler, Chairman.
J. T. Hay.
G. J. Holliday.
J. S. Brice.
Jas. Stackhouse.
J. K. Hood.
G. F. von Kolnitz, Jr.
J. E. Peurifoy.
Cole L. Blease.
W. J. Johnson.
W. H. Wells.
Geo. H. Bates.

PENITENTIARY.

Edward McIver, Chairman.
J. T. Hay.
G. J. Holliday.
R. I. Manning.
P. L. Hardin.
T. M. Raysor.
J. D. Bivens.

JUDICIARY

J T. Hay, Chairman.
LeGrand G. Walker.
G. W. Brown.
T. M. Raysor.
D. E. Hydrick.
G. F. von Kolnitz, Jr.
E. F. Warren.
W. C. Hough.
Edward McIver.
T. B. Butler.
W. E. Johnson.
F. P. McGowan.

PRIVILEGES AND ELECTIONS.

E. F. Warren, Chairman.
J. T. Hay.

JOURNAL OF THE SENATE,

W. C. Hough.
Edward McIver.
J. E. Peurifoy.
Jas. Stackhouse.
Cole L. Blease.
Geo H. Bates.

MEDICAL AFFAIRS.

A. H. Williams, Chairman.
G. F. von Kolnitz, Jr.
J. B. Black.
J. H. Brooks.
W. L. Mauldin.
E. J. Dennis.

PUBLIC LANDS.

P. L. Hardin, Chairman.
T. M. Raysor.
F. P. McGowan.
D. F. Efrd.
J. D. Bivens.
T. G. Talbert.

RETRENCHMENT.

D. E. Hydrick Chairman.
W. C. Hough.
J. K. Hood.
J. R. Blake.
W. J. Johnson.

RULES.

T. M. Raysor, Chairman.
J. T. Hay.
Edward McIver.
R. I. Manning.
D. E. Hydrick.
T. G. McLeod.
Geo. H. Bates.

ROADS, BRIDGES AND FERRIES.

W. E. Johnson, Chairman.
A. H. Williams.
J. T. Douglass.
E. F. Warren.
C. M. Davis.
C. H. Carpenter.
J. H. Brooks.

LEGISLATIVE LIBRARY.

J. R. Blake, Jr., Chairman.
W. E. Johnson.
Edward McIver.
P. L. Hardin.
J. K. Hood.
Cole L. Blease.
E. J. Dennis.

MILITARY.

J. Q. Marshall, Chairman.
J. E. Peurifoy.
T. B. Butler.
W. J. Johnson.
J. H. Brooks.
Cole L. Blease.
E. J. Dennis.
Neils Christensen, Jr.

MINES AND MINING.

G. F. von Kolnitz, Jr., Chairman.
LeGrand G. Walker.
E. F. Warren.
W. L. Mauldin.
J. D. Bivens.
J. R. Earle.
J. B. Black.

PRINTING.

J. E. Peurifoy, Chairman.
J. K. Hood.

Edward McIver.
W. H. Wells.
J. R. Earle.
D. F. Efrd.

PUBLIC BUILDINGS.

J. Q. Marshall, Chairman.
J. T. Douglass.
R. I. Manning.
C. H. Carpenter.
J. R. Blake.

RAILROADS AND INTERNAL IMPROVEMENTS.

T. M. Raysor Chairman.
J. Q. Marshall.
D. E. Hydrick.
T. B. Butler.
J. K. Hood.
J. S. Brice.
Edward McIver.
Geo. W. Brown.
P. L. Hardin.
W. L. Mauldin.
W. H. Wells.
J. R. Earle.

RESOLUTIONS.

S. 2.—Mr. WARREN: A Resolution in relation to County offices:
Resolved, That the Judiciary Committee of the Senate, with all convenient speed, be instructed to report a Bill or Bills, omnibus in form, concerning any changes in all County officers in this State.

Referred to the Committee on Judiciary.

Mr. PEURIFOY: A Resolution in relation to Journals and Calendars:

Resolved, That the State Printer be instructed to furnish two hundred and fifty copies of the Journals and Calendars.

On immediate consideration, the Resolution was adopted.

INVITATION.

The PRESIDENT presented the following invitation:
Hon. John T. Sloan, President of the Senate.

Dear Sir: Please extend an invitation to the Senate to attend the Reception by the Faculty of the South Carolina College in the College Library from 6 to 8 P. M. to-day.

BENJ. SLOAN,
Per A. C. MOORE.

On motion, the invitation was accepted.

INTRODUCTION OF BILLS.

The following Bills were introduced under suspension of Rule XXXVI.:

S. 3.—Mr. von KOLNITZ (by request): A Bill to amend Section 1843 of the Code of Laws of South Carolina, 1902, Volume 1, fixing liability of stockholders in corporations other than banks and banking institutions.

Read the first time and referred to the Committee on Judiciary.

S. 4.—Mr. von KOLNITZ (by request): A Bill to amend Section 1775 of the Code of Laws of South Carolina, 1902, Volume 1, fixing liability of stockholders in banks and banking institutions.

Read the first time and referred to the Committee on Judiciary.

S. 5.—Mr. BROWN: A Bill to amend an Act entitled "An Act to amend Section 1731, Vol. 1, Code of Laws South Carolina, 1902, so as to reduce tobacco warehouse charges," approved the 1st day of March, 1904, so as to restore the charges changed by said Act.

Read the first time and referred to the Committee on Judiciary.

S. 6.—Mr. RAYSOR: A Bill to require all parents or guardians to compel their children or wards to attend school for twelve weeks in each year.

Read the first time and referred to the Committee on Education.

CONCURRENT RESOLUTIONS.

S. 7.—Mr. COLE L. BLEASE: A Concurrent Resolution to investigate the management of the State Dispensary.

The Resolution was referred to the Committee on Dispensary.

S. 8.—Mr. von KOLNITZ: A Concurrent Resolution to permit the introduction of a Bill to amend the charter of the Charleston Light and Water Company, so as to permit the company to construct and maintain a dam across Goose Creek, in Berkeley County.

The question was taken on agreeing to the motion of the Senator from Charleston, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bates, Bivens, Blake, Black, C. L. Blease, E. S. Blease, Brice, Brooks, Brown, Butler, Carpenter, Christensen, Davis, Dennis, Douglass, Ebird, Hardin, Hay, Holliday, Hough, Hydrick, W. E. Johnson, W. J. Johnson, Manning, Marshall, Mauldin, McGowan, McIver, McLeod, Peurifoy, Raysor, Stackhouse, Talbert, von Kolnitz, Walker and Warren—36.

So the Resolution was agreed to and ordered sent to the House of Representatives for concurrence.

S. 9.—Mr. RAYSOR: A Concurrent Resolution relating to offices to be filled at this session.

The Resolution was adopted and ordered sent to the House of Representatives for concurrence.

REPORT OF COMMITTEE.

S. 1. Report of Committee to ascertain amount of phosphate deposits in the waters of the State.

Ordered for consideration to-morrow.

MESSAGE FROM THE HOUSE.

Mr. T. C. Hamer, Clerk of the House of Representatives, appeared at the Bar of the Senate and announced that the House of Representatives had met in pursuance of the provision of the Constitution, a quorum being present, and had been organized by the election of Hon. M. L. Smith, Speaker, and Tom C. Hamer, Clerk, and was ready to transact such business as might come before it.

Received as information.

ADJOURNMENT.

On motion of Mr. RAYSOR, at 1.30 o'clock P. M., the Senate adjourned.

WEDNESDAY, JANUARY 11, 1905.

The Senate assembled at 12 M., the hour to which it stood adjourned, and was called to order by the PRESIDENT.

The roll was called, and, a quorum answering to their names, the PRESIDENT announced the Senate ready to proceed to business.

The proceedings were opened with prayer by the Rev. Walter I. Herbert, Chaplain.

The Clerk proceeded to read the Journal of yesterday, whereupon on motion of Mr. BRICE, the further reading of the Journal was dispensed with.

The PRESIDENT called for Petitions, Memorials, Presentments of Grand Juries and such like papers.

INTRODUCTION OF BILLS.

The following Bills and Resolutions were introduced under suspension of Rule XXXVI.:

S. 10.—Mr. BLAKE: A Bill to authorize Patrick Calhoun, Augustine T. Smythe and Granville Beal, and their associates, successors and assigns, to construct and maintain a dam or dams across the Savannah River, at or in the vicinity of Trotter Shoals, in the County of Abbeville, for the purpose of developing water power for commercial uses and for other purposes.

Read the first time and referred to the Committee on Judiciary.

S. 11.—Mr. RAYSOR: A Bill to provide for a marriage license law in this State.

Read the first time and referred to the Committee on Judiciary.

S. 12.—Mr. MARSHALL: "A Bill to further provide for the creation and continuance and to define the duties and powers of the Historical Commission of this State, now existing under the terms of an Act to provide for the appointment of a Historical Commission of the State of South Carolina, for the purpose of collecting and preserving all matter relating to the History of the State," approved December 27th, A. D. 1894.

Read the first time and referred to the Committee on Finance.

S. 13.—Mr. MAULDIN: A Joint Resolution to authorize the Governor to appoint a Commission to examine into and report the financial affairs of Greenville County.

Read the first time and referred to the Committee on Finance.

APPOINTMENTS.

The PRESIDENT announced the following appointments:

Mail Carrier—N. O. Pyles.

Keeper of President's Room—Andrew Crawford, Jr.

Doorkeeper—Peter Sanders.

Laborer—Abe Foster.

ADJOURNMENT.

At 12.15 P. M., the Senate, on motion of Mr. HOUGH, adjourned.

THURSDAY, JANUARY 12, 1905.

The Senate assembled at 12 M., the hour to which it stood adjourned, and was called to order by the PRESIDENT.

The roll was called, and, a quorum answering to their names, the PRESIDENT announced the Senate ready to proceed to business.

The proceedings were opened with prayer by the Rev. Walter I. Herbert, Chaplain.

The Clerk proceeded to read the Journal of yesterday, whereupon on motion of Mr. W. E. JOHNSON, the further reading of the Journal was dispensed with.

The Senator-elect from Florence, Hon. W. H. Wells, appeared before the Bar of the Senate and the oath of office was administered to him by the PRESIDENT.

Doorkeeper Peter Sanders then appeared at the Bar of the Senate and the oath of office was administered to him by the PRESIDENT.

The PRESIDENT called for Petitions, Memorials, Presentments of Grand Juries and such like papers.

INTRODUCTION OF BILLS.

The following Bills and Resolutions were introduced under suspension of Rule XXXVI.:

S. 14.—Mr. COLE L. BLEASE: A Bill to amend Section 2165, Vol. 1, Code of Laws, 1902, so as to reduce passenger rates on railroads.

Read the first time and referred to the Committee on Judiciary.

S. 15.—Mr. BUTLER: A Bill to require railroad companies to construct, maintain and operate industrial side tracks.

Read the first time and referred to the Committee on Railroads and Internal Improvements.

S. 16.—Mr. DOUGLASS: A Bill prohibiting injury to certain property.

Read the first time and referred to the Committee on Judiciary.

S. 17.—Mr. W. E. JOHNSON: A Bill to amend Sections 265, 266, 272, 273 and 274 of the Criminal Code of South Carolina, so as to apply the provisions thereof to primary elections in this State.

Read the first time and referred to the Committee on Judiciary.

S. 18.—Mr. von KOLNITZ: A Bill to authorize the Charleston Light and Water Company to construct and maintain a dam across Goose Creek, in Berkeley County.

Read the first time and referred to the Committee on Judiciary.

S. 19.—Mr. EARLE: A Bill in respect to attorneys' and officers' costs and fees.

Read the first time and referred to the Committee on County Offices and Officers.

S. 20.—Mr. EARLE: A Bill relating to the punishment for vagrancy.

Read the first time and referred to the Committee on Judiciary.

S. 21.—Mr. W. E. JOHNSON: A Bill to require the attorney of the County Board of Commissioners to represent the State at inquests and at preliminary hearings of felonies, and to provide for his compensation therefor.

Read the first time and referred to the Committee on County Offices and Officers.

S. 22.—Mr. COLE L. BLEASE: A Bill to amend the Act entitled "An Act to protect primary elections and conventions of political parties, and to punish frauds committed thereat," approved December 22d, A. D. 1888, so as to include the "Constitution" as well as the "Rules" of political parties.

Read the first time and referred to the Committee on Judiciary.

S. 23.—Mr. BATES: A Bill to change the name of Bull Pond School House voting precinct to Bull Pond Club House.

Read the first time and referred to the Committee on Privileges and Elections.

S. 24. Mr. RAYSOR: A Bill to amend Chapter XXXII., Criminal Code, Volume 2, Code of Laws of South Carolina, 1902, regulating the sale of spirituous liquors.

Read the first time and referred to the Committee on Judiciary.

S. 25.—Mr. RAYSOR: A Joint Resolution proposing to amend Section 11, of Article V., of the State Constitution, with reference to appointments by the Governor to fill vacancies in the Supreme Court and inferior tribunals.

Read the first time and referred to the Committee on Judiciary.

S. 26.—Mr. RAYSOR: A Joint Resolution proposing to amend Section 16, of Article IV., of the State Constitution, with reference to the time to which the Governor may adjourn the General Assembly.

Read the first time and referred to the Committee on Judiciary.

RESOLUTION.

Mr. BROWN moved that the Bill to amend an Act entitled "An Act to amend Section 1731, Vol. 1, Code of Laws South Carolina, 1902, so as to reduce tobacco warehouse charges," approved the 1st day of March, 1904, so as to restore the charges changed by said Act, which was referred to the Committee on Judiciary, be recalled and referred to a Special Committee consisting of the Senators from Darlington, Marion, Florence, Clarendon, Horry and Williamsburg.

The Resolution was adopted.

Mr. McLEOD moved that the matter of purchasing a carpet for the lobby be referred to the Committee on Public Buildings.

The Resolution was adopted.

PAPERS FROM THE HOUSE OF REPRESENTATIVES.

The House sent the Senate the following:

S. 8 (1)—Mr. von Kolnitz: A Concurrent Resolution to permit the introduction of a Bill to amend the charter of the Charleston Light and Water Company, so as to permit the company to construct and maintain a dam across Goose Creek, in Berkeley County.

Returned with concurrence.

Received as information.

S. 9.—(2) Mr. Raysor: A Concurrent Resolution relating to offices to be filled at this session.

Returned with concurrence.

Received as information.

MESSAGE No. 1.

In the House of Representatives,
Columbia, S. C., January 12, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it invites you to attend in the Hall of the House at 12 M. to-morrow, the 13th instant, to witness the opening and counting by the Speaker of the House of Representatives the votes cast for Governor and Lieutenant Governor at the last general election.

Very respectfully,

M. L. SMITH,
Speaker of the House.

The invitation was accepted, and a message sent to the House accordingly.

REPORTS OF COMMITTEES.

Mr. STACKHOUSE, from the Committee on Dispensary, submitted a favorable report on

S. 7.—Mr. Cole L. Blease: A Resolution to appoint a Committee to investigate the management of the State Dispensary.

Ordered for consideration to-morrow.

LEAVE OF ABSENCE.

Mr. BRICE obtained leave of absence for the Senator from Charleston until Tuesday next.

Mr. BROWN obtained leave of absence for the Senator from Horry for one week.

Mr. PEURIFOY obtained leave of absence for the Senator from Clarendon until Monday next.

Mr. RAYSOR moved that when the Senate adjourns it stand adjourned until 11.50 o'clock to-morrow morning.

ADJOURNMENT.

At 12.50 P. M., the Senate, on motion of Mr. MANNING, adjourned.

FRIDAY, JANUARY 13, 1905.

The Senate assembled at 11.50 A. M., the hour to which it stood adjourned, and was called to order by the PRESIDENT.

The roll was called, and, a quorum answering to their names, the PRESIDENT announced the Senate ready to proceed to business.

The proceedings were opened with prayer by the Rev. Walter I. Herbert, Chaplain.

The Clerk proceeded to read the Journal of yesterday, whereupon on motion of Mr. BRICE, the further reading of the Journal was dispensed with.

The PRESIDENT called for Petitions, Memorials, Presentments of Grand Juries and such like papers.

INTRODUCTION OF BILLS.

The following Bills and Resolutions were introduced under suspension of Rule XXXVI.:

S. 27.—Mr. W. E. JOHNSON: A Bill to authorize and empower the North Augusta School District No. 66, of Aiken County, in the State of South Carolina, to issue bonds for purchase of a lot and the erection and equipment of a graded school building thereon, to provide for a Building Committee, and to provide means for the payment of said bonds and the interest thereon.

Read the first time and referred to the Committee on Finance.

S. 28.—Mr. RAYSOR: A Bill to authorize and empower the voters of School District No. 65, of the County of Orangeburg, to order an election and to issue coupon bonds of said School District for school purposes.

Read the first time and referred to the Committee on Privileges and Elections.

S. 29.—Mr. BUTLER: A Bill to amend Section 553 of the Criminal Code of South Carolina, confining the hunting of certain birds to the months of December and January.

Read the first time and referred to the Committee on Judiciary.

S. 30.—Mr. WARREN: A Bill to provide for the holding of the Summer Term of Court of Common Pleas for Hampton County.

Read the first time and referred to the Committee on Judiciary.

S. 31.—Mr. CHRISTENSEN (by request): A Bill to finally dispose of all moneys in the State Treasury known as direct tax funds.

Read the first time and referred to the Committee on Finance.

S. 32.—Mr. W. E. JOHNSON: A Bill to require trolley cars run outside of cities and towns to provide certain conveniences for passengers.

Read the first time and referred to the Committee on Railroads and Internal Improvements.

S. 33.—Mr. BRICE: A Bill to amend an Act entitled "An Act to provide for the charter fees for Domestic Building and Loan Associations," approved March 2d, 1903.

Read the first time and referred to the Committee on Judiciary.

S. 34.—Mr. BRICE: A Bill to amend an Act entitled "An Act to amend Section 7 of an Act entitled 'An Act to provide for the election of the State Board of Control, and to further regulate the sale, use, consumption, transportation and disposition of intoxicating and alcoholic liquors or liquids in this State, and prescribe further penalties for violation of the Dispensary Law, and to police the same,'" approved February 25th, 1904.

Read the first time and referred to the Committee on Judiciary.

S. 35.—Mr. WELLS: A Bill to amend an Act entitled "An Act to amend an Act entitled an Act to provide for the establishment of a new School District in the County of Darlington, and to authorize the levy and collection of a local tax therein," approved December 24th, 1885, and approved January 4th, 1894.

Read the first time and ordered placed on the Calendar without reference.

S. 36.—Mr. HOUGH: A Bill to fix the salaries of the Sheriffs in this State.

Read the first time and ordered placed on the Calendar without reference.

S. 37.—Mr. HAY: A Bill to amend Section 2735 of Vol. 1, Code of Laws of 1902.

Read the first time and referred to the Committee on Judiciary.

S. 38.—Mr. EARLE: A Joint Resolution proposing to amend Section 11, of Article IV., of the Constitution, relating to commutations and pardons.

Read the first time and referred to the Committee on Judiciary.

S. 39.—Mr. CHRISTENSEN: A Joint Resolution providing for the appointment of a Commissioner to examine into the terrapin, oyster and other shell fish interest belonging to the State, and to report to the General Assembly suitable measures to adopt in order to develop said industry.

Read the first time and referred to the Committee on Finance.

S. 40.—Mr. RAYSOR: A Joint Resolution providing for a Commission to revise the General Free School Law, and report to the next session.

Read the first time and referred to the Committee on Education.

Mr. MCGOWAN presented the following:

S. 41.—Mr. MCGOWAN: A Concurrent Resolution to permit the introduction of a Bill to amend an Act entitled an Act to incorporate the Board of Trustees of the Presbyterian College of South Carolina, approved February 20th, 1903.

The question was taken on agreeing to the Resolution, on which the yeas and nays were taken, resulting as follows:

Yeas—Messrs. Bates, Bivens, Black, C. L. Blease, E. S. Blease, Brice, Brooks, Carpenter, Dennis, Douglass, Earle, Efird, Hardin, Hay, Hough, Hydrick, W. E. Johnson, Manning, Marshall, McGowan, McIver, McLeod, Raysor, Stackhouse, Talbert, Wells and Williams—27.

So the Resolution was agreed to and ordered sent to the House for concurrence.

The PRESIDENT announced that the hour had arrived for the Joint Assembly, and the Senate proceeded in a body to the Hall of the House of Representatives.

JOINT ASSEMBLY.

The SPEAKER announced that the two Houses had met in Joint Assembly under a Concurrent Resolution, for the purpose of opening and publishing the returns of the late election for Governor and Lieutenant Governor.

The SPEAKER appointed as Tellers on the part of the House, Messrs. Sinkler, Gaston and Hemphill.

The returns having been opened and published, the SPEAKER declared that the Honorable D. C. Heyward having received a majority of all the votes cast for Governor, was duly elected Governor of South Carolina; and the Honorable John T. Sloan having received a majority of all the votes cast for Lieutenant Governor, was duly elected Lieutenant Governor of South Carolina.

The Joint Assembly having finished the business for which it was convened, was dissolved, the Senate returned in a body to its chamber.

REPORTS OF COMMITTEES.

Mr. STACKHOUSE, from the Special Committee, submitted a favorable report on

S. 5.—Mr. Brown: A Bill to amend an Act entitled "An Act to amend Section 1731, Vol. 1, Code of Laws South Carolina, 1902, so as to reduce tobacco warehouse charges," approved the 1st day of March, 1904, so as to restore the charges changed by said Act.

Ordered for consideration to-morrow.

Mr. RAYSOR, from the Committee on Education, submitted a favorable report on

S. 6.—Mr. Raysor: A Bill to require all parents or guardians to compel their children or wards to attend school for twelve weeks in each year.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

S. 13.—Mr. Mauldin: A Joint Resolution to authorize the Governor to appoint a Commission to examine into and report the financial affairs of Greenville County.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report, with amendments, on

S. 22.—Mr. Cole L. Blease: A Bill to amend the Act entitled "An Act to protect primary elections and conventions of political parties, and to punish frauds committed thereat," approved December 22d, A. D. 1888, so as to include the "Constitution" as well as the "Rules" of political parties.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 25.—Mr. Raysor: A Joint Resolution proposing to amend Section 11, of Article V., of the State Constitution, with reference to appointments by the Governor to fill vacancies in the Supreme Court and inferior tribunals.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 26.—Mr. Raysor: A Joint Resolution proposing to amend Section 16, of Article IV., of the State Constitution, with reference to the time to which the Governor may adjourn the General Assembly.

Ordered for consideration to-morrow.

Mr. RAYSOR, from the Committee on Education, submitted a favorable report on

S. 28.—Mr. Raysor: A Bill to authorize and empower the voters of School District No. 65, in the County of Orangeburg, to order an election and to issue coupon bonds of said School District for school purposes.

Ordered for consideration to-morrow.

Mr. MARSHALL, for the Committee on Public Buildings, submitted the following report, which was considered immediately and adopted:

The Committee on Public Buildings, to whom was referred a Resolution to ascertain whether the carpet in the lobby should be replaced by a new one, or if the old one could be used again, respectfully report that they have duly and carefully considered the same, and recommend that the Sergeant-at-Arms have the old carpet put down in the lobby.

J. Q. MARSHALL,
Chairman of Committee.

PAPERS FROM THE HOUSE.

The House sent the Senate the following:

H. 41 (63).—Mr. Moses: A Concurrent Resolution to appoint a Committee to inform Hon. D. C. Heyward and Hon. John T. Sloan of their re-election as Governor and Lieutenant Governor.

Upon immediate consideration, the Resolution was adopted, and ordered to be returned to the House with concurrence.

H. 43 (33).—Mr. Hemphill: A Concurrent Resolution to permit the introduction of a Bill to charter the Mt. Pleasant and Georgetown Railway Company.

Upon immediate consideration, the question was taken on agreeing to the Resolution, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bates, Bivens, Black, C. L. Blease, E. S. Blease, Brice, Brooks, Carpenter, Christensen, Dennis, Douglass, Efrd, Hardin, Hay, Hough, Hydrick, W. E. Johnson, Manning, Marshall, McGowan, McIver, McLeod, Raysor, Stackhouse, Talbert, Walker, Wells and Williams—28.

Nays—Mr. Earle—1.

So the Resolution was adopted by a two-thirds vote, and ordered to be returned to the House with concurrence.

H. 42 (34).—Mr. Haskell: A Concurrent Resolution to allow the introduction of a Bill to incorporate the Carolina Land Corporation of South Carolina.

Upon immediate consideration, the question was taken on agreeing to the Resolution, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bates, Bivens, Black, C. L. Blease, E. S. Blease, Brice, Brooks, Carpenter, Christensen, Dennis, Douglass, Efird, Hardin, Hay, Hough, Hydrick, W. E. Johnson, W. J. Johnson, Manning, Marshall, McGowan, McIver, McLeod, Raysor, Stackhouse, Talbert, Walker, Wells and Williams—29.

Nays—Mr. Earle—1.

So the Concurrent Resolution was adopted by a two-thirds vote, and ordered to be returned to the House with concurrence.

MESSAGE No. 2.

In the House of Representatives,
Columbia, S. C., January 13, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has appointed Messrs. Moses, Morgan and Sinkler, to wait upon his Excellency the Governor, to find out at what time he wishes to be inaugurated and to make arrangements therefor, on the part of the House.

Very respectfully,

M. L. SMITH,

Speaker of the House.

The message was received as information.

Whereupon the PRESIDENT appointed Messrs. Marshall and Wells of the Committee on the part of the Senate, and a message was sent to the House accordingly.

INVITATION.

The PRESIDENT presented the following:

The Rectory, Trinity Church, Columbia, S. C.

The Rev. Charles Martin Niles, D. D., Rector of Trinity Church, most cordially invites the members of this most honorable body to any and all services of this old historic church during their stay in the capital city of the State, and craves the privilege of rendering any service to them possible.

He especially invites them to the service on Sunday, when the Right Rev. William Hall Moreland, D. D., Bishop of Sacramento, will be the preacher. The Bishop is a South Carolinian.

The invitation was accepted.

GENERAL ORDERS.

S. 7.—Mr. Cole L. Blease: A Concurrent Resolution to investigate the management of the State Dispensary.

On motion of Mr. COLE L. BLEASE, the Resolution was made a Special Order for 12 o'clock M., Tuesday, January 17, 1903.

RESOLUTION TO ADJOURN.

Mr. HOUGH moved that when the Senate adjourn, it stand adjourned to meet Monday next, at 8 P. M.

The Resolution was adopted.

Mr. W. E. JOHNSON moved to reconsider the vote whereby the Senate agreed to adjourn until 8 P. M., Monday.

This Resolution was adopted and the vote reconsidered.

Mr. W. E. JOHNSON moved that when the Senate adjourn, it stand adjourned to meet again on Monday next, at 12 M.

After debate by Messrs. W. E. JOHNSON, COLE L. BLEASE, RAYSOR and MANNING,

The question was taken on agreeing to the motion of the Senator from Aiken, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bates, Bivens, E. S. Blease, Brice, Brooks, Carpenter, Christensen, Dennis, Earle, Efird, Hardin, Hay, Hough, Hydrick, W. E. Johnson, Manning, McGowan, McIver, McLeod, Raysor, Stackhouse, Walker, Wells and Williams—24.

Nays—Messrs. Black, C. L. Blease, Douglass, W. J. Johnson and Talbert—5.

So the motion was agreed to.

LEAVE OF ABSENCE.

Mr. McLEOD asked for and obtained leave of absence for the Senator from Anderson until Tuesday next.

ADJOURNMENT.

At 12.55 P. M., the Senate, on motion of Mr. BLACK, adjourned.

MONDAY, JANUARY 16, 1905.

The Senate assembled at 12 M., the hour to which it stood adjourned, and was called to order by the PRESIDENT.

The roll was called, and, a quorum answering to their names, the PRESIDENT announced the Senate ready to proceed to business.

The proceedings were opened with prayer by the Rev. Walter I. Herbert, Chaplain.

The Clerk proceeded to read the Journal of yesterday, whereupon on motion of Mr. RAYSOR, the further reading of the Journal was dispensed with.

The PRESIDENT called for Petitions, Memorials, Presentments of Grand Juries and such like papers.

INTRODUCTION OF BILLS.

The following Bills and Resolutions were introduced, under suspension of Rule XXXVI.:

S. 45.—Mr. MARSHALL: A Bill to convert South Carolina College into a University, under the name of University of South Carolina.

Read the first time and referred to the Committee on Incorporations.

S. 46.—Mr. BLAKE: A Bill to prevent the spread of contagious diseases.

Read the first time and referred to the Committee on Medical Affairs.

S. 47.—Mr. BIVENS: A Bill to amend Section 18 of the Code of Civil Procedure of the Code of Laws, Volume 2, 1902, fixing the time for holding the Courts for Dochester County.

Read the first time and referred to the Committee on Judiciary.

S. 48.—Mr. RAYSOR: A Bill to define and prescribe the manner of "showing compliance with the requirements of the Constitution" to the Governor prior to the ordering an election as to the creation of a new County.

Read the first time and referred to the Committee on Judiciary.

S. 49.—Mr. WELLS: A Bill to validate the last will and testament of Amenda S. Keigan.

Read the first time and referred to the Committee on Judiciary.

S. 50.—Mr. MANNING: A Bill to amend the Code of Laws of

South Carolina, 1902, in reference to State Board of Assessors, and its duties.

Read the first time and referred to the Committee on Finance.

S. 51.—Mr. BLACK: A Joint Resolution proposing to amend Section 2, of Article III., of the State Constitution, enlarging the term of office of members of the House of Representatives to four years.

Read the first time and referred to the Committee on Judiciary.

S. 52.—Mr. McLEOD: A Bill to amend Section 816, Vol. 1, Code of Laws, 1902, so as to have same apply to Lee County.

Read the first time and referred to the Committee on Judiciary.

S. 53.—Mr. W. E. JOHNSON: A Bill to require companies operating trolley cars to provide separate compartments for white and colored passengers.

Read the first time and referred to the Committee on Railroads and Internal Improvements.

S. 54.—Mr. McGOWAN: A Bill to amend Section 7 of an Act entitled "An Act to incorporate the Board of Trustees of the Presbyterian College of South Carolina," approved 20th day of February, A. D. 1903, and to repeal Section 8 thereof.

Read the first time and ordered placed on the Calendar without reference.

GENERAL ORDERS.

The Senate proceeded to the consideration of the Calendar.

SECOND READING BILLS.

S. 5.—Mr. Brown: A Bill to amend an Act entitled "An Act to amend Section 1731, Vol. 1, Code of Laws of South Carolina, 1902, so as to reduce tobacco warehouse charges," approved the 1st day of March, 1904, so as to restore the charges changed by said Act. (Report favorable.)

The Bill was read the second time, passed and ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 13.—Mr. Mauldin: A Joint Resolution to authorize the Governor to appoint a Commission to examine into and report the financial affairs of Greenville County. (Report favorable.)

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 22.—Mr. Cole L. Bleas: A Bill to amend the Act entitled "An Act to protect primary elections and conventions of political parties, and to punish frauds committed thereat," approved December

22d, A. D. 1888, so as to include the "Constitution" as well as the "Rules" of political parties. (Report favorable, with amendment.)

The Bill was read and the Committee amendments adopted, to wit:

Amend by striking out the title and inserting, "A Bill to amend Sections 255, 256 and 257 of Vol. 1, of the Code of Laws of 1902, relating to primary elections."

Amend line 1, of Section 1, by striking out after the word "That" all down to and including "1888," on line 5, of said Section, and inserting in lieu thereof, "Sections 255, 256 and 257, of Vol. 1, of the Code of Laws of 1902, relating to primary elections."

On line 8, of said Section, strike out the word "Act," wherever it occurs, and insert in lieu thereof the word "Sections."

On line 9, strike out the words "Sec. 1," and insert in lieu thereof "Sec. 255."

On line 7, of page 3, strike out the words "Sec. 2," and insert "Sec. 256."

On line 13, of page 4, strike out the words "Sec. 3," and insert "Sec. 257."

Further amend by striking out the whole of Sections 4 and 5 of said Bill.

Ordered placed on the Calendar for a third reading.

S. 28.—Mr. Raysor: A Bill to authorize and empower the voters of School District No. 65, in the County of Orangeburg, to order an election and to issue coupon bonds of said school district for school purposes. (Report favorable.)

The Bill was read and ordered placed on the Calendar for a third reading.

S. 35.—Mr. Wells: A Bill to amend an Act entitled "An Act to amend an Act entitled 'An Act to provide for the establishment of a new school district in the County of Darlington, and to authorize the levy and collection of a local tax therein,' approved December 24th, 1885, and approved January 4th, 1894." (Without reference or printing.)

The Bill was read and ordered placed on the Calendar for a third reading.

S. 36.—Mr. Hough: A Bill to fix the salaries of the Sheriffs in this State. (Without reference.)

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 25.—Mr. Raysor: A Joint Resolution proposing to amend Section 11, of Article V., of the State Constitution, with reference to ap-

pointments by the Governor to fill vacancies in the Supreme Court and inferior tribunals. (Report favorable.)

On motion of Mr. EFIRD, the Resolution was made the Special Order for to-morrow, at 12 M.

APPOINTMENTS.

The PRESIDENT announced the following appointments:

Journal and Index Clerk—J. K. Aull.

Clerk of the Finance Committee—Marvin M. Mann.

Clerk of the Committee on Judiciary—A. H. Booth.

Clerk of the Committee on Railroads and Education—Alexander Kohn.

CONCURRENT RESOLUTION.

Mr. COLE L. BLEASE introduced the following:

S. 55.—Mr. COLE L. BLEASE: A Concurrent Resolution for leave to introduce a Bill to ratify and confirm the charter of the Parr Shoals Power Company.

The question was taken on agreeing to the Resolution, on which the yeas and nays were taken, resulting as follows:

Yeas—Messrs. Bates, Bivens, Black, Blake, C. L. Blease, E. S. Blease, Brooks, Brown, Carpenter, Christensen, Davis, Douglass, Efird, Hardin, Hough, Hydrick, W. E. Johnson, Manning, Marshall, McGowan, McIver, McLeod, Raysor, Talbert and Wells—25.

Nays—Mr. Earle—1.

So the Resolution having received the necessary two-thirds vote, was passed and ordered sent to the House for concurrence.

PAPERS FROM THE HOUSE.

The House sent the Senate the following:

S. 44 (88).—Mr. McGowan: A Concurrent Resolution to permit the introduction of a Bill to amend an Act entitled an Act to incorporate the Board of Trustees of the Presbyterian College of South Carolina, approved February 20th, 1903.

Returned with concurrence.

Received as information.

ADJOURNMENT.

At 12.55 P. M., the Senate, on motion of Mr. MANNING, adjourned.

TUESDAY, JANUARY 17, 1905.

The Senate assembled at 12 M., the hour to which it stood adjourned, and was called to order by the PRESIDENT.

The roll was called, and, a quorum answering to their names, the PRESIDENT announced the Senate ready to proceed to business.

The proceedings were opened with prayer by the Rev. J. W. Walling, of Rio Janeiro, Brazil.

The Clerk proceeded to read the Journal of yesterday, whereupon on motion of Mr. BLAKE, the further reading of the Journal was dispensed with.

The PRESIDENT called for Petitions, Memorials, Presentments of Grand Juries and such like papers.

INTRODUCTION OF BILLS.

The following Bills and Resolutions were introduced under suspension of Rule XXXVI.:

S. 56.—Mr. BROOKS: A Bill to provide for Game Wardens.

Read the first time and referred to the Committee on Agriculture.

S. 57.—Mr. HAY: A Bill to amend an Act to authorize the establishments of Municipal Courts in cities having a population of not less than four thousand and not more than twenty thousand inhabitants," approved February 19th, 1904.

Read the first time and referred to the Committee on Judiciary.

S. 58.—Mr. W. J. JOHNSON: A Bill to devolve upon the Board of Trustees of Winthrop Normal and Industrial College a joint duty and responsibility with the Board of Trustees of Clemson Agricultural and Mechanical College, in the inspection, analysis and taxing of commercial fertilizers, and to transfer one-third of the tag tax to the former College, and to deduct amount thereof from the current State appropriation to that College.

Read the first time and referred to the Committee on Education.

S. 59.—Mr. COLE L. BLEASE: A Bill to provide enrollment in public night schools.

Read the first time and referred to the Committee on Education.

S. 60.—Mr. HYDRICK: A Bill to enable municipal corporations or other corporations in this State engaged or about to engage in the business of supplying water for fire, sanitary or domestic purposes, to condemn land, water rights and water privileges and other property for the purpose of establishing, maintaining or extending water

works systems, or for the purpose of securing a greater or better supply of water, or for the purpose of protecting the water sheds from contamination, or any conditions which may be a menace to the health of the community.

Read the first time and referred to the Committee on Judiciary.

S. 61.—Mr. COLE L. BLEASE: A Bill to amend Section 22, Volume 1, Code of Laws, 1902, relating to the forwarding of election returns.

Read the first time and referred to the Committee on Privileges and Elections.

S. 62.—Mr. RAYSOR: A Bill to amend Section 2727, Civil Code, 1902, relating to the Chief Justice and Associate Justices of the Supreme Court.

Read the first time and referred to the Committee on Judiciary.

S. 63.—Mr. MARSHALL: A Joint Resolution to authorize the Governor to appoint a Commission to examine into and report the financial affairs of Richland County.

Read the first time and referred to the Committee on Finance.

S. 64.—Mr. W. J. JOHNSON: A Joint Resolution providing for the purchase and cancellation of State bonds and stocks.

Read the first time and referred to the Committee on Finance.

S. 72.—Mr. COLE L. BLEASE: A Bill to abolish the publication by public printer of a list of charters granted by Secretary of State, and Resolutions other than Joint Resolutions having the effect of law in the Statutes at Large and annual Acts of the General Assembly.

Read the first time and referred to the Committee on Judiciary.

S. 73.—Mr. McIVER: A Bill to amend Section 714, of Code of Laws, 1902, Volume 1, relating to State Treasurer, so as to require duplicate instead of triplicate receipts.

Read the first time and referred to the Committee on Judiciary.

S. 74.—Mr. COLE L. BLEASE: A Bill to amend sub-division 3, of Section 1112, Vol. 1, Code of Laws, 1902, relating to time of examination of applicants to practice medicine.

Read the first time and referred to the Committee on Judiciary.

Also, the following

CLAIM.

S. 65.—Claim for advertising special elections by The State, \$34.15; which was referred to the Committee on Contingent Accounts.

Mr. WELLS gave the following

NOTICE.

I hereby give notice that I will introduce to-morrow, or as soon thereafter as practical, a Bill to fix the amount of compensation to be paid to the County officers of the various Counties of the State.

January 17, 1905.

WALTER H. WELLS.

PAPERS FROM THE HOUSE OF REPRESENTATIVES.

The House sent the Senate the following:

H. 66 (3).—Mr. Sinkler: A Bill to amend Section 1775 of the Code of Laws of South Carolina, 1902, Vol. 1, fixing liability of stockholders in banks and banking institutions.

Read the first time and referred to the Committee on Judiciary.

H. 67 (35).—Judiciary Committee: A Bill to amend "An Act entitled an Act relating to the selection, drawing and summoning of jurors in the Circuit Courts of this State," approved the 7th day of February, A. D. 1902, by adding thereto a Section to be known as Section 18a, to provide against an omission in preparing the jury list and boxes.

Read the first time and ordered placed on the Calendar without reference.

H. 68 (38).—Mr. Lyon: A Joint Resolution to authorize and require the County Superintendent of Education to approve, and the Treasurer of Abbeville County to pay, school claims to Miss Nannie Mattison.

Read the first time and referred to the Committee on Finance.

H. 69 (42).—Mr. Lyon: A Joint Resolution to authorize and require the Treasurer of Abbeville County to pay to the County Superintendent of Education of Abbeville County two thousand two hundred and fifty dollars (\$2,250.00), and to provide for fees and expenses heretofore incurred in collecting the same.

Read the first time and referred to the Committee on Finance.

H. 70 (56).—Mr. Toole: A Bill to authorize and empower the North Augusta School District, No. 66, of Aiken County, in the State of South Carolina, to issue bonds for the purchase of a lot and the erection and equipment of a graded school building thereon, to provide for a Building Committee, and to provide means for the payment of said bonds and the interest thereon.

Read the first time and referred to the Committee on Finance.

H. 71 (62).—Mr. Kershaw: A Bill to amend an Act entitled "An Act to provide for the establishment of a new school district in the County of Darlington, and to authorize the levy and collection of a

local tax therein," approved December 24, 1885, and approved January 4, 1894.

Read the first time and ordered placed on the Calendar without reference.

REPORTS OF COMMITTEES.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 10.—Mr. Blake: A Bill to authorize Patrick Calhoun, Augustine T. Smythe and Granville Beal, and their associates, successors and assigns, to construct and maintain a dam or dams across the Savannah River, at or in the vicinity of Trotter Shoals, in the County of Abbeville, for the purpose of developing water power for commercial uses and for other purposes.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report, with amendments, on

S. 17.—Mr. W. E. Johnson: A Bill to amend Sections 265, 266, 272, 273 and 274 of the Criminal Code of South Carolina, so as to apply the provisions thereof to primary elections in this State.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 18.—Mr. von Kolnitz: A Bill to authorize the Charleston Light and Water Company to construct and maintain a dam across Goose Creek, in Berkeley County.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted an unfavorable report on

S. 20.—Mr. Earle: A Bill relating to the punishment for vagrancy.

Ordered for consideration to-morrow.

Mr. WALKER, from the Committee on County Offices and Officers, submitted a favorable report, with amendments, on

S. 21.—Mr. W. E. Johnson: A Bill to require the attorney of the County Board of Commissioners to represent the State at inquests and at preliminary hearings of felonies, and to provide for his compensation therefor.

Ordered for consideration to-morrow.

Mr. RAYSOR, from the Committee on Judiciary, submitted a favorable report on

S. 24.—Mr. Raysor: A Bill to amend Chapter XXXII., Criminal Code, Volume 2, Code of Laws of South Carolina, 1902, regulating the sale of spirituous liquors.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 30.—Mr. Warren: A Bill to provide for the holding of the Summer Term of Court of Common Pleas for Hampton County.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 33.—Mr. Brice: A Bill to amend an Act entitled "An Act to provide for the charter fees for Domestic Building and Loan Associations," approved March 2d, 1903.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report, with amendments, on

S. 37.—Mr. Hay: A Bill to amend Section 2735, of Vol. 1, Code of Laws of 1902.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted an unfavorable report on

S. 38.—Mr. Earle: A Joint Resolution providing to amend Section 11, of Article IV., of the Constitution, relating to commutations and pardons.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 47.—Mr. Bivens: A Bill to amend Section 18 of the Code of Civil Procedure of the Code of Laws, Volume 2, 1902, fixing the time for holding the Courts for Dorchester County.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 48.—Mr. Raysor: A Bill to define and prescribe the manner of "showing compliance with the requirements of the Constitution" to the Governor prior to the ordering an election as to the creation of a new County.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 52.—Mr. McLeod: A Bill to amend Section 816, Vol. 1, Code of Laws, 1902, so as to have same apply to Lee County.

Ordered for consideration to-morrow.

The Senate proceeded to the consideration of the Calendar.

SPECIAL ORDERS.

S. 7.—Mr. Cole L. Blease: A Concurrent Resolution to investigate the conduct of the State Dispensary.

The Resolution was amended as follows:

On motion of Mr. McIVER:

Amend by striking out on line 1, of Section 1, the word "two," and inserting the word "three."

On line 2, of Section 1, the word "three," and inserting the word "four."

Strike out Section 4, and insert the following:

Sec. 4. That the said Committee shall convene as soon after the adjournment of this session of the General Assembly as practicable, and shall organize by electing one of their number as Chairman, and shall report its findings to the next session of the General Assembly; that said Committee shall receive the same per diem and mileage as members of the General Assembly, and that the sessions of said Committee be open to the public.

On motion of Mr. McLEOD:

Amend by inserting on page 3, after line 40, another subdivision, to be known as Subdiv. M, as follows:

And any and all other matters relating to the management of the State Dispensary, and of any official or person in relation thereto.

On motion of Mr. RAYSOR:

Amend Section 6 by striking out all of said Section, after the word "sessions," on line 2 thereof.

On motion of Mr. BRICE:

Section 8. That said Committee be and is hereby empowered to send for papers and persons, to swear witnesses, to require the attendance of any parties whose presence shall be deemed necessary, to employ expert accountants and stenographers, and any other person or persons the Committee may consider necessary in the ascertainment of any fact or facts pertinent to this inquiry; and said Committee is hereby authorized and empowered to investigate and inquire into all transactions connected with said State Dispensary and its management and control at any time in the present or past, and to investigate any and all purchases, sales, shipments, contracts or other

like transactions, and the personal connection, if any, of any member or members of the State Board of Control, or the State Liquor Commissioner, or any other citizen or official of this State in the present or past, with any other corporation, concern or individual contracting with, or supplying any spirituous or intoxicating liquors or other goods or commodities to said Board or Commissioner or to the State; to take testimony either within or without the State; and to have access to all the books and vouchers and other papers of said institution or of any officer or employee thereof.

The Resolution was ordered sent to the House of Representatives for concurrence.

S. 25.—Mr. Raysor: A Joint Resolution proposing to amend Section 11, of Article V., of the State Constitution, with reference to appointments by the Governor to fill vacancies in the Supreme Court and inferior tribunals. (Report favorable.) (Second reading.)

Mr. RAYSOR offered the following amendment:

Amend by striking out Sec. 1 and inserting in lieu thereof the following:

Section 1. That the following amendment of Section 11, of Article V., of the State Constitution, be agreed to: That the word "one" be struck out and the word "two" inserted in lieu thereof; so that the said Section when so amended shall read as follows:

Section 11. All vacancies in the Supreme Court or inferior tribunals shall be filled by elections as herein prescribed: *Provided*, That if the unexpired term does not exceed two years, such vacancy may be filled by Executive appointment. All Judges, by virtue of their office, shall be conservators of the peace throughout the State; and when a vacancy is filled by either appointment or election, the incumbent shall hold only for the unexpired term of his predecessor.

The question was taken on the adoption offered by the Senator from Orangeburg, on which the yeas and nays were taken, resulting as follows:

Yeas—Messrs. Bates, Bivens, Black, Blake, C. L. Blease, E. S. Blease, Brice, Brooks, Brown, Carpenter, Christensen, Davis, Dennis, Douglass, Earle, Efrd, Hardin, Hay, Hood, Holliday, Hough, Hydrick, W. E. Johnson, W. J. Johnson, Manning, Marshall, Mauldin, McGowan, McIver, McLeod, Peurifoy, Raysor, Stackhouse, Talbert, Walker, Warren, Wells and Williams—37.

So the amendment was adopted.

The question was then taken, Shall the Resolution pass its second reading and be ordered to a third reading, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bates, Bivens, Black, Blake, C. L. Blease, E. S. Blease, Brice, Brooks, Brown, Carpenter, Christensen, Davis, Dennis, Douglass, Earle, Efrid, Hardin, Hay, Hood, Hough, Hydrick, Manning, Marshall, Mauldin, McGowan, McIver, McLeod, Peurifoy, Raysor, Stackhouse, Talbert, Walker, Warren, Wells and Williams—35.

So the Resolution was passed and ordered placed on the Calendar for a third reading.

GENERAL ORDERS.

THIRD READING BILLS.

The following Bills and Joint Resolutions were severally read the third time, passed and ordered sent to the House of Representatives:

S. 13.—Mr. Mauldin: A Joint Resolution to authorize the Governor to appoint a Commission to examine into and report the financial affairs of Greenville County.

S. 22.—Mr. Cole L. Blease: A Bill to amend the Act entitled "An Act to protect primary elections and conventions of political parties, and to punish frauds committed thereat," approved December 22d, A. D. 1888, so as to include the "Constitution" as well as the "Rules" of political parties.

S. 28.—Mr. Raysor: A Bill to authorize and empower the voters of School District No. 65, in the County of Orangeburg, to order an election and to issue coupon bonds of said school district for school purposes.

The following Bill:

S. 36.—Mr. Hough: A Bill to fix the salaries of the Sheriffs of this State,

Was amended as follows:

On motion of Mr. McLEOD:

Amend page 2, line 23, by adding after the word "dollars," the following: *Provided*, That the Sheriff of Lee County shall act as Constable for the Magistrate at Bishopville, and shall receive in addition to his salary as compensation for services as Constable, two hundred and fifty dollars per year.

On motion of Mr. COLE L. BLEASE:

Line 26, printed Bill, strike out 14 and insert 12.

Further consideration of the Bill was then postponed.

LAID UPON THE TABLE.

On motion of Mr. WELLS,

S. 35.—Mr. Wells: A Bill to amend an Act entitled "An Act to amend an Act entitled 'An Act to provide for the establishment of a new school district in the County of Darlington, and to authorize the levy and collection of a local tax therein,' approved December 24th, 1885, and approved January 4th, 1894," was laid upon the table.

SECOND READING BILLS.

S. 1.—Report of Committee to ascertain the amount of phosphate deposits in the waters of the State.

Mr. CARPENTER offered the following Resolution:

"That Senate Bill No. 1 be referred to Special Committee consisting of the Senator from Hampton, the Senator from Marion, the Senator from Oconee, the Senator from Fairfield, the Senator from Colleton. With leave to report by Bill or otherwise."

Which was adopted.

S. 26.—Mr. Raysor: A Joint Resolution proposing to amend Section 16, of Article IV., of the State Constitution, with reference to the time to which the Governor may adjourn the General Assembly. (Report favorable.)

The Bill was read.

Mr. RAYSOR offered the following amendment:

Amend by striking out Section 1 and inserting in lieu thereof the following:

Section 1. That the following amendment to Section 16, of Article IV., of the Constitution, be agreed to: On line sixth of said Section, strike out the word "annual;" so that said Section, when amended, shall read as follows:

Section 16. He may on extraordinary occasions convene the General Assembly in extra session. Should either House remain without a quorum for five days, or in case of disagreement between the two Houses during any session with respect to the time of adjournment, he may adjourn them to such time as he shall think proper, not beyond the time of the session then next ensuing.

The question was taken on agreeing to the amendment, on which the yeas and nays were taken, resulting as follows:

Yeas—Messrs. Bates, Bivens, Black, Blake, C. L. Blease, E. S. Blease, Brice, Brooks, Brown, Carpenter, Christensen, Davis, Dennis, Douglass, Earle, Efrid, Hardin, Hay, Hood, Hough, Hydrick, Manning, Marshall, Mauldin, McGowan, McIver, McLeod, Peuri-

foy, Raysor, Stackhouse, Talbert, Walker, Warren, Wells and Williams—35.

So the amendment was adopted.

The question then taken was, Shall the Resolution pass its second reading and be ordered to a third reading, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bates, Bivens, Black, Blake, C. L. Blease, E. S. Blease, Brice, Brooks, Brown, Carpenter, Christensen, Davis, Dennis, Douglass, Earle, Efird, Hardin, Hay, Hood, Hough, Hydrick, Manning, Marshall, Mauldin, McGowan, McIver, McLeod, Peurifoy, Raysor, Stackhouse, Talbert, Walker, Warren, Wells and Williams—35.

So the Resolution was passed and ordered to a third reading.

S. 54.—Mr. McGowan: A Bill to amend Section 7 of an Act entitled "An Act to incorporate the Board of Trustees of the Presbyterian College of South Carolina," approved 20th day of February, A. D. 1903, and to repeal Section 8 thereof. (Without reference.)

The Bill was read and ordered placed on the Calendar for a third reading.

CONCURRENT RESOLUTION.

S. 75.—Mr. BLAKE: A Concurrent Resolution granting permission to introduce a Bill to incorporate the Board of Trustees of the Associate Reformed Presbyterian Synod of the South.

Upon immediate consideration, the question was taken on agreeing to the Resolution, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bates, Bivens, Black, Blake, C. L. Blease, E. S. Blease, Brice, Brooks, Brown, Carpenter, Christensen, Davis, Douglass, Earle, Efird, Hardin, Hay, Hood, Hough, W. E. Johnson, W. J. Johnson, Manning, Marshall, Mauldin, McGowan, McIver, McLeod, Raysor, Stackhouse, Talbert, Walker, Warren and Wells—34.

So the Resolution was adopted and ordered to be sent to the House for concurrence.

ADJOURNMENT.

At 1.15 P. M., the Senate, on motion of Mr. MANNING, adjourned.

WEDNESDAY, JANUARY 18, 1905.

The Senate assembled at 12 M., the hour to which it stood adjourned, and was called to order by the PRESIDENT.

The roll was called, and, a quorum answering to their names, the PRESIDENT announced the Senate ready to proceed to business.

The proceedings were opened with prayer by the Rev. Walter I. Herbert, Chaplain.

The Clerk proceeded to read the Journal of yesterday, whereupon on motion of Mr. BUTLER, the further reading of the Journal was dispensed with.

The PRESIDENT called for Petitions, Memorials, Presentments of Grand Juries and such like papers.

INTRODUCTION OF BILLS.

The following Bills and Resolutions were introduced, under suspension of Rule XXXVI.:

S. 76.—Mr. COLE L. BLEASE: A Bill to ratify and confirm the charter of Parr Shoals Power Company, granted by the Secretary of State on the eighth day of December, 1904, and to confer additional powers on said company.

Read the first time and referred to the Committee on Judiciary.

S. 77.—Mr. BRICE: A Bill to amend Section 1214 of the Code of Laws, relating to the transfer of persons in school districts.

Read the first time and referred to the Committee on Education.

S. 78.—Mr. EARLE: A Bill relating to the survival of causes of action.

Read the first time and referred to the Committee on Judiciary.

S. 79.—Mr. E. S. BLEASE: A Bill to prevent the appointment of certain persons to positions in the General Assembly and Engrossing Department.

Read the first time and referred to the Committee on Judiciary.

S. 80.—Mr. MAULDIN: A Joint Resolution to authorize corporations intending to furnish light, heat and power to the public to condemn rights of way and other easements over the lands of others.

Read the first time and referred to the Committee on Incorporations.

S. 82.—Mr. BUTLER: A Bill to punish the corrupt giving, offering, promising and receiving of gifts and gratuities.

Read the first time and referred to the Committee on Judiciary.

S. 83.—Mr. EARLE: A Bill to amend Section 2149 of the Civil Code, 1902, Vol. 1, relating to railroad crossing.

Read the first time and referred to the Committee on Railroads and Internal Improvements.

S. 81.—Mr. EARLE: A Bill to limit the hours of employment of railroad employees operating trains.

Read the first time and referred to the Committee on Railroads and Internal Improvements.

S. 85.—Mr. BLAKE: A Bill to incorporate the Board of Trustees of the Associate Reformed Presbyterian Synod of the South.

Read the first time and ordered placed on the Calendar without reference.

S. 86.—Mr. McIVER: A Joint Resolution to further regulate the determination and the levy of special tax, and the election of Trustees in and for the "School District of the town of Cheraw."

Read the first time and ordered placed on the Calendar without reference.

S. 87.—Mr. MANNING: A Bill to amend Sections 1, 4, 5, 10 and 11 entitled "An Act to require the payment of annual license fees by corporations doing business in the State, and report to the Comptroller General," approved 1st day of March, 1904, so as to correct errors.

Read the first time and referred to the Committee on Finance.

S. 88.—Mr. HOOD: A Bill to abolish days of grace on notes, bills of exchange, or other written obligations to pay money.

Read the first time and referred to the Committee on Judiciary.

S. 89.—Mr. BIVENS: A Bill to amend the law relating to Magistrates and their Constables, their powers, duties, jurisdiction, salaries, etc.

Read the first time and referred to the Committee on Judiciary.

S. 90.—Mr. WELLS: A Bill to fix and declare the liabilities of any corporation, firm or individual operating a relief department to employees, and to regulate the operation of the same.

Read the first time and referred to the Committee on Incorporations.

S. 91.—Mr. HOOD: A Bill to repeal Section 2939, Civil Code, 1902, relating to jury fee.

Read the first time and referred to the Committee on Judiciary.

S. 92.—Mr. McIVER: A Bill to authorize and require the Counties of Chesterfield and Marlboro to purchase and own the Cheraw Bridge across the great Pee Dee River.

Read the first time and referred to the Committee on Finance.

Mr. MARSHALL offered the following

CONCURRENT RESOLUTION.

S. 81.—Mr. MARSHALL: A Concurrent Resolution to prevent any one from interfering with the registers in the Senate Chamber or Hall of the House of Representatives, except the State Electrician or his agents.

Upon immediate consideration, the Resolution was adopted and ordered sent to the House of Representatives for concurrence.

Mr. COLE L. BLEASE offered the following

RESOLUTION.

Resolved, That the Resolution (S. 7) to investigate the management of the State Dispensary, as adopted, be engrossed before being sent to the House of Representatives.

The Resolution was adopted.

Mr. WARREN introduced the following:

S. 98.—Mr. WARREN: A Concurrent Resolution to fix the time for the election of certain officers.

Upon immediate consideration, the Concurrent Resolution was adopted and ordered sent to the House of Representatives.

PAPERS FROM THE HOUSE OF REPRESENTATIVES.

The House sent the Senate the following:

S. 55 (125).—Mr. Cole L. Blease: A Concurrent Resolution for leave to introduce a Bill to ratify and confirm the charter of Parr's Shoals Power Company.

Returned with concurrence.

Received as information.

S. 75 (124).—Mr. Blake: A Concurrent Resolution to allow a Bill to be introduced to incorporate the Board of Trustees of the Associate Reformed Presbyterian Synod of the South.

Returned with concurrence.

Received as information.

H. 93 (162).—Mr. Beamguard: A Concurrent Resolution to appoint a Committee of Three to examine the books and vouchers of the State Treasurer, Comptroller General, Secretary of State and Sinking Fund Commission.

Upon immediate consideration, the Senate agreed to the Concurrent Resolution and ordered that it be returned to the House with concurrence.

H. 94 (10).—Mr. Whaley: A Bill to authorize the Charleston Light and Water Company to construct and maintain a dam across Goose Creek, in Berkeley County.

Read the first time and ordered placed on the Calendar without reference.

H. 95 (22).—Mr. Morgan: A Bill to amend Section 2941 of Vol. 1, Code of Laws of South Carolina, 1902, by striking out said Section, and inserting in lieu thereof another to be known as Section 2941.

Read the first time and referred to the Committee on Judiciary.

H. 96 (46).—Mr. McColl, Jr.: A Bill to authorize the Trustees of Clio School District, being School District No. 9 of Marlboro County, to issue bonds for the purpose of purchasing or exchanging school site, erecting school buildings thereon, and equipping the same.

Read the first time and referred to the Committee on Education.

H. 97 (74).—Newberry Delegation: A Bill to amend an Act entitled "An Act to establish the Newberry School District, to authorize the establishment of free graded schools therein, and to provide the means for the efficient management of the same," approved the 23d day of December, A. D. 1889.

Read the first time and ordered placed on the Calendar without reference.

S. 81 (172).—Mr. Marshall: A Concurrent Resolution relating to heating and ventilating plant.

Returned with concurrence.

Received as information.

REPORTS OF COMMITTEES.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

S. 12.—Mr. Marshall: "A Bill to further provide for the creation and continuance and to define the duties and powers of the Historical Commission of this State, now existing under the terms of an Act to provide for the appointment of a Historical Commission of the State of South Carolina, for the purpose of collecting and preserving all matter relating to the History of the State," approved December 27th, A. D. 1894.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a special report, on

S. 16.—Mr. Douglass: A Bill prohibiting injury to certain property.

Recommending that the Bill be laid on the table and withdrawn from the files of the Senate.

The report was adopted.

Mr. MANNING, from the Committee on Finance, submitted an unfavorable report on

S. 27.—Mr. W. E. Johnson: A Bill to authorize and empower the North Augusta School District No. 66, of Aiken County, in the State of South Carolina, to issue bonds for purchase of a lot and the erection and equipment of a graded school building thereon, to provide for a Building Committee, and to provide means for the payment of said bonds and the interest thereon.

Recommending that the Bill be laid on the table.

The report was adopted.

Mr. HAY, from the Committee on Judiciary, submitted a special report on

S. 34.—Mr. Brice: A Bill to amend an Act entitled "An Act to amend Section 7 of an Act entitled 'An Act to provide for the election of the State Board of Control, and to further regulate the sale, use, consumption, transportation and disposition of intoxicating and alcoholic liquors or liquids in this State, and prescribe further penalties for violation of the Dispensary Law, and to police the same,'" approved February 25th, 1904.

Recommending that the Bill be referred to the Committee on the Dispensary.

The report was adopted.

Mr. RAYSOR, from the Committee on Education, submitted a favorable report on

S. 40.—Mr. Raysor: A Joint Resolution providing for a Commission to revise the General Free School Law, and report to the next session.

Ordered for consideration to-morrow.

Mr. WILLIAMS, from the Committee on Medical Affairs, submitted a favorable report on

S. 46.—Mr. Blake: A Bill to prevent the spread of contagious diseases.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted an unfavorable report on

S. 49.—Mr. Wells: A Bill to validate the last will and testament of Amanda S. Keigan.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted an unfavorable report on

S. 51.—Mr. Black: A Joint Resolution proposing to amend Section 2, of Article III., of the State Constitution, enlarging the term of office of members of the House of Representatives to four years.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 57.—Mr. Hay: A Bill to amend an Act to authorize the establishment of Municipal Courts in cities having a population of not less than four thousand and not more than twenty thousand inhabitants, approved February 19th, 1904.

Ordered for consideration to-morrow.

Mr. RAYSOR, from the Committee on Education, submitted a favorable report on

S. 59.—Mr. Cole L. Blease: A Bill to provide enrollment in public schools.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 60.—Mr. Hydrick: A Bill to enable municipal corporations or other corporations in this State engaged or about to engage in the business of supplying water for fire, sanitary or domestic purposes, to condemn land, water rights and water privileges and other property for the purpose of establishing, maintaining or extending water works systems, or for the purpose of securing a greater or better supply of water, or for the purpose of protecting the water sheds from contamination, or any conditions which may be a menace to the health of the community.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 62.—Mr. Raysor: A Bill to amend Section 2727, Civil Code, 1902, relating to the Chief Justice and Associate Justices of the Supreme Court.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

S. 63.—Mr. Marshall: A Joint Resolution to authorize the Governor to appoint a Commission to examine into and report the financial affairs of Richland County.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

H. 68 (38).—Mr. Lyon: A Joint Resolution to authorize and require the County Superintendent of Education to approve, and the Treasurer of Abbeville County to pay, school claims to Miss Nannie Mattison.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

H. 69 (42).—Mr. Lyon: A Joint Resolution to authorize and require the Treasurer of Abbeville County to pay to the County Superintendent of Education of Abbeville County two thousand two hundred and fifty dollars (\$2,250.00); and to provide for fees and expenses heretofore incurred in collecting the same.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on.

H. 70 (56).—Mr. Toole: A Bill to authorize and empower the North Augusta School District, No. 66, of Aiken County, in the State of South Carolina, to issue bonds for the purchase of a lot and the erection and equipment of a graded school building thereon, to provide for a Building Committee, and to provide means for the payment of said bonds and the interest thereon.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted an unfavorable report on

S. 72.—Mr. Cole L. Blease: A Bill to abolish the publication by public printer of a list of charters granted by Secretary of State, and Resolutions other than Joint Resolutions having the effect of law in the Statutes at Large and annual Acts of the General Assembly.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 73.—Mr. McIver: A Bill to amend Section 714, of Code of Laws, 1902, Volume 1, relating to State Treasurer, so as to require duplicate instead of triplicate receipts.

Ordered for consideration to-morrow.

Mr. DAVIS, from the Committee on Contingent Accounts, submitted a favorable report on the following claim:

S. 65.—Claim for advertising special elections by "The State."

Recommending that the same be paid.

The report was adopted.

7—s J—(500)

SPECIAL ORDER.

The Senate proceeded to the consideration of Special Order.

S. 25.—Mr. Raysor: A Joint Resolution proposing to amend Section 11, of Article V., of the State Constitution, with reference to appointments by the Governor to fill vacancies in the Supreme Court and inferior tribunals.

The question was taken on agreeing to the Joint Resolution, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bates, Bivens, Black, Blake, C. L. Blease, E. S. Blease, Brice, Brown, Butler, Carpenter, Christensen, Davis, Dennis, Douglass, Earle, Efird, Hardin, Hay, Hood, Hough, Hydrick, W. E. Johnson, W. J. Johnson, Manning, Marshall, Mauldin, McGowan, McIver, Peurifoy, Raysor, Talbert, von Kolnitz, Walker, Wells and Williams—35.

So the Joint Resolution was adopted and ordered sent to the House of Representatives.

GENERAL ORDERS.

THIRD READING BILLS.

The following Bills and Joint Resolutions were severally read the third time, passed and ordered sent to the House of Representatives:

S. 26.—Mr. Raysor: A Joint Resolution proposing to amend Section 16, of Article IV., of the State Constitution, with reference to the time to which the Governor may adjourn the General Assembly.

The question was taken on agreeing to the Joint Resolution, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bates, Bivens, Black, Blake, C. L. Blease, E. S. Blease, Brice, Brown, Butler, Carpenter, Christensen, Davis, Dennis, Douglass, Earle, Efird, Hardin, Hay, Hood, Hough, W. E. Johnson, W. J. Johnson, Manning, Mauldin, McGowan, McIver, Peurifoy, Raysor, Talbert, von Kolnitz, Walker, Wells and Williams—33.

So the Joint Resolution was adopted and ordered to be sent to the House of Representatives.

S. 36.—Mr. Hough: A Bill to fix the salaries of the Sheriffs in this State. (Without reference.)

On motion of Mr. BUTLER, the Bill was amended as follows:

Amend Sec. 1 by striking out all after the words "fifteen hundred

dollars," on line 9, down to the word "Chester," on line 11, and insert in lieu thereof the following:

"And for serving processes issued by the Magistrates residing at Gaffney, the fees now allowed by law for Constables."

S. 54.—Mr. McGowan: A Bill to amend Section 7 of an Act entitled "An Act to incorporate the Board of Trustees of the Presbyterian College of South Carolina," approved 20th day of February, A. D. 1903, and to repeal Section 8 thereof.

SECOND READING BILLS.

S. 10.—Mr. Blake: A Bill to authorize Patrick Calhoun, Augustine T. Smythe and Granville Beal, and their associates, successors and assigns, to construct and maintain a dam or dams across the Savannah River, at or in the vicinity of Trotter Shoals, in the County of Abbeville, for the purpose of developing water power for commercial uses and for other purposes. (Report favorable.)

The Bill was read and ordered placed on the Calendar for a third reading.

S. 17.—Mr. W. E. Johnson: A Bill to amend Sections 265, 266, 272, 273 and 274 of the Criminal Code of South Carolina, so as to apply the provisions thereof to primary elections in this State.

Report favorable, with amendments.

The Bill was read and the amendments proposed by the Committee were adopted, to wit:

Amend by striking out on line 12, of page 3, the words "now required, or that shall hereafter be required to be."

On line 7, of page 4, strike out the words "now required, or that shall hereafter be required by law to be."

Ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 30.—Mr. Warren: A Bill to provide for the holding of the Summer Term of Court of Common Pleas for Hampton County.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 33.—Mr. Brice: A Bill to amend an Act entitled "An Act to provide for the charter fees for Domestic Building and Loan Associations," approved March 2d, 1903.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 37.—Mr. Hay: A Bill to amend Section 2735 of Vol. 1, Code of Laws of 1902.

Report favorable, with amendments.

The Bill was read and the amendments proposed by the Committee adopted, to wit:

Amend the title by adding after "1902" the words "Relating to Change of Venue."

On line 14, of Section 1, strike out the word "five" and insert in lieu thereof the word "four."

The Bill was ordered placed on the Calendar for a third reading.

S. 47.—Mr. Bivens: A Bill to amend Section 18 of the Code of Civil Procedure of the Code of Laws, Volume 2, 1902, fixing the time for holding the Courts for Dorchester County.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 48.—Mr. Raysor: A Bill to define and prescribe the manner of "showing compliance with the requirements of the Constitution" to the Governor prior to the ordering an election as to the creation of a new County.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 52.—Mr. McLeod: A Bill to amend Section 816, Vol. 1, Code of Laws, 1902, so as to have same apply to Lee County.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 67 (35).—Judiciary Committee: A Bill to amend an Act entitled "An Act relating to the selection, drawing and summoning of jurors in the Circuit Courts of the State," approved the 7th day of February, A. D. 1902, by adding thereto a Section to be known as Section 18a, to provide against an omission in preparing the jury list and boxes.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 71 (62).—Mr. Kershaw: A Bill to amend an Act entitled "An Act to provide for the establishment of a new School District in the County of Darlington, and to authorize the levy and collection of a local tax therein," approved December 24, 1885, and approved January 4, 1894.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading.

ADJOURNMENT.

Mr. BROWN moved that when the Senate adjourn, it stand adjourned until Friday, at 12 M., to-morrow being a holiday.

On motion of Mr. BROWN, the Senate, at 1.30 P. M., adjourned.

FRIDAY, JANUARY 20, 1905.

The Senate assembled at 12 M., the hour to which it stood adjourned, and was called to order by the PRESIDENT.

The roll was called, and, a quorum answering to their names, the PRESIDENT announced the Senate ready to proceed to business.

The proceedings were opened with prayer by the Rev. Walter I. Herbert, Chaplain.

The Clerk proceeded to read the Journal of yesterday, whereupon on motion of Mr. McLEOD, the further reading of the Journal was dispensed with.

The PRESIDENT called for Petitions, Memorials, Presentments of Grand Juries and such like papers.

INTRODUCTION OF BILLS.

The following Bills and Resolutions were introduced, under suspension of Rule XXXVI.:

S. 99.—Mr. COLE L. BLEASE: A Bill to amend Section 562, Civil Code, Vol. 2, 1902, relating to appointment of County Dispensers.

Read the first time and referred to the Committee on Dispensary.

S. 100.—Mr. PEURIFOY: A Bill to amend Sections 3091 and 3092, Civil Code, 1902, relating to legal notices, by striking out word "Colleton."

Read the first time and referred to the Committee on Printing.

S. 101.—Mr. BATES: A Bill to amend Section 305 of the Code of Laws, Vol. 2, of South Carolina, relating to the sale of diseased flesh.

Read the first time and referred to the Committee on Judiciary.

S. 102.—Mr. DOUGLASS: A Bill to authorize the Town Council of Union, in Union County, to elect a Town Auditor, to define his powers and duties, and fix his compensation.

Read the first time and referred to the Committee on Privileges and Elections.

S. 103.—Mr. BUTLER: A Bill to establish Calhoun County.

Read the first time and referred to the Committee on Privileges and Elections.

S. 104.—Mr. WELLS: A Joint Resolution to authorize the Comptroller General to draw his warrant on the State Treasurer for seven dollars and eighty-seven cents in favor of William M. Copeland.

Read the first time and referred to the Committee on Finance.

S. 106.—Mr. STACKHOUSE: A Bill to authorize the Trustees of Fork School District, being School District Number 26, of Marion County, to issue bonds for the purpose of purchasing or paying for school buildings and sites and equipping the same.

Read the first time and referred to the Committee on Finance.

S. 113.—Statement of the Secretary of State in regard to new County of Calhoun,

Which was referred to the Committee on Privileges and Elections.

MOTION.

Mr. von KOLNITZ moves to correct typographical error in report of "Committee to Ascertain the Amount of Phosphate Deposits in the Waters of the State," on page 13, printed report, by changing "\$15.75" to "\$5.75."

The motion was agreed to.

REPORTS OF COMMITTEES.

Mr. MARSHALL, from the Committee on Education, submitted a favorable report on

S. 45.—Mr. Marshall: A Bill to convert South Carolina College into a University, under the name of University of South Carolina.

Ordered for consideration to-morrow.

Mr. DOUGLASS, from the Committee on Agriculture, submitted a favorable report on

S. 56.—Mr. Brooks: A Bill to provide for Game Wardens.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

S. 87.—Mr. Manning: A Bill to amend Sections 1, 4, 5, 10 and 11, entitled "An Act to require the payment of annual license fees by corporations doing business in the State, and report to the Comptroller General," approved 1st day of March, 1904, so as to correct errors.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report, with amendments, on

S. 76.—Mr. Cole L. Blease: A Bill to ratify and confirm the charter of Parr Shoals Power Company, granted by the Secretary of State on the eighth day of December, 1904, and to confer additional powers on said company.

Ordered for consideration to-morrow.

PAPERS FROM THE HOUSE OF REPRESENTATIVES.

The House sent the Senate the following:

H. 107 (24).—Mr. Colcock (by request): A Bill to finally dispose of all moneys in the State Treasury known as "Direct Tax Funds."

Read the first time and referred to the Committee on Judiciary.

H. 108 (43).—Mr. Stoll: A Bill to amend Section 8 of an Act entitled "An Act to recharter the town of Kingstree," approved December 26, 1884.

Read the first time and referred to the Committee on Incorporations.

H. 109 (67).—Mr. Prince: A Bill to amend Section 1274, Article III., Chapter XXV., of the Code of Laws, relating to the powers of the Board of Visitors of the South Carolina Military Academy.

Read the first time and referred to the Committee on Education.

H. 110 (54).—Mr. Lyon: A Bill to amend Section 1198, Code of Laws of South Carolina, 1902, Vol. 1, so as to change the provisions as to traveling expenses of the County Superintendent of Education of Abbeville and Marlboro Counties.

Read the first time and referred to the Committee on Finance.

H. 111 (39).—Mr. Sinkler: A Bill granting to the United States the title of this State to, and the jurisdiction of the State over, certain lands on Sullivan's Island, in Charleston County, for military purposes.

Read the first time and referred to the Committee on Judiciary.

H. 112 (175).—Mr. J. B. Watson: A Concurrent Resolution, as to cotton ginning reports.

Be it resolved, By the House of Representatives of the State of South Carolina, the Senate concurring, that the Senators and Representatives of this State in the Congress of the United States be requested to procure, by Federal legislation, or otherwise, the prompt transmission by mail to each cotton ginner in this State a complete copy of all ginner's reports in this State to the Agricultural Depart-

ment of the General Government, as soon as the same is received by said Department. That a copy of this Resolution, signed by the presiding officers and Clerks of the two Houses, be transmitted by mail to the senior United States Senator from this State for submission by him to the delegation from this State in the Federal Congress for their valuable attention.

Ordered placed on the Calendar.

S. 98 (186).—Mr. Warren: A Concurrent Resolution to fix the time for the election of certain officers.

Returned with concurrence.

Received as information.

The Senate proceeded to the consideration of the Calendar.

GENERAL ORDERS.

THIRD READING BILLS.

The following Bills were joint and severally read the third time, passed, and ordered sent to the House of Representatives:

S. 10.—Mr. Blake: A Bill to authorize Patrick Calhoun, Augustine T. Smythe and Granville Beal, and their associates, successors and assigns, to construct and maintain a dam or dams across the Savannah River, at or in the vicinity of Trotter Shoals, in the County of Abbeville, for the purpose of developing water power for commercial uses and for other purposes.

The Bill was amended as follows:

On motion of Mr. EARLE:

Amend S. Bill No. 10, on page 2, line 10, insert after the word "stream" the words, "and shall protect the fore bay and tail race with wire gauze of not more than one-half inch meshes, so as to prevent fish going into the water wheels."

Amend No. 10, on the last line, between the word "the" and the word "maintenance," the words "construction and."

S. 30.—Mr. Warren: A Bill to provide for the holding of the Summer Term of Court of Common Pleas for Hampton County.

S. 33.—Mr. Brice: A Bill to amend an Act entitled "An Act to provide for the charter fees for Domestic Building and Loan Associations," approved March 2d, 1903.

S. 37.—Mr. Hay: A Bill to amend Section 2735 of Vol. 1, Code of Laws of 1902.

S. 52.—Mr. McLeod: A Bill to amend Section 816, Vol. 1, Code of Laws, 1902, so as to have same apply to Lee County.

The following Bills having received three readings in both Houses, it was ordered that the titles be changed to Acts and enrolled for ratification:

S. 67 (35).—Judiciary Committee: A Bill to amend an Act entitled "An Act relating to the selection, drawing and summoning of jurors in the Circuit Courts of the State," approved the 7th day of February, A. D. 1902, by adding thereto a Section to be known as Section 18a, to provide against an omission in preparing the jury list and boxes.

H. 71 (62).—Mr. Kershaw: A Bill to amend an Act entitled "An Act to provide for the establishment of a new School District in the County of Darlington, and to authorize the levy and collection of a local tax therein," approved December 24, 1885, and approved January 4, 1894.

PROPOSED AMENDMENTS.

The following proposed amendments to

S. 17.—Mr. W. E. Johnson: A Bill to amend Sections 265, 266, 272, 273 and 274 of the Criminal Code of South Carolina, so as to apply the provisions thereof to primary elections in this State,

Were ordered printed in the Journal.

By Mr. W. J. JOHNSON:

Bill No. 17, amend on line 12, of printed Bill, after the word "dollars," by striking out the word "and" and insert in lieu thereof the word "or."

Amend on line 27, after the word "fined," by striking out "and" and insert in lieu the word "or."

Amend on line 39, after the word "dollars," by striking out the word "and" and insert in lieu thereof the word "or."

Amend on line 41, after "dollars," by striking out "and" and insert the word "or."

By Mr. HOOD:

Amend No. 17 by adding at end of Section numbered 272, being line 28, of page 2, the following words:

And should any person vote, or offer to vote, at any such election, whether general, special or a party primary election, who is not qualified to vote at such election according to the laws of the State, or according to the Constitution and rules of the party or organization holding any such primary election, he shall be deemed guilty of a misdemeanor, and on conviction thereof shall be punished as is hereinabove in this Section prescribed: *Provided, however,* That should

the Judge trying any person for this offense be fully convinced that such person was innocent of any fraudulent intention in so voting, or offering to vote, he shall state his reasons therefor and order the same spread upon the minutes of the Court, and impose no sentence for such violation.

The following proposed amendments to

S. 48.—Mr. Raysor: A Bill to define and prescribe the manner of "showing compliance with the requirements of the Constitution" to the Governor prior to the ordering an election as to the creation of a new County,

Were ordered printed in the Journal.

By Mr. MAULDIN:

Amend Bill No. 48, line 8, Section 2, insert after the word "them," the words, "and should the two surveyors not agree upon the third surveyor, then the Governor shall name the third surveyor."

By Mr. McLEOD:

Amend Sec. 1 by striking out all after the word "thereon," line 3, down to and including the word "to," before the word "whether," on line 5, and insert in lieu thereof the word "ascertain."

Amend Sec. 1 by adding at end of Sec. 1 the following: "in the manner hereinafter prescribed."

Amend Sec. 2, line 2, by striking out the word "Board," and insert the word "Governor;" also, line 2, strike out the words "two competent surveyors," and insert in lieu thereof the following: "three Commissioners, one of whom shall be a surveyor or engineer."

Amend Sec. 2, line 4, by striking out all after the word "County," down to and including the word "them," at end of line 8.

Also, amend Sec. 2, line 16, by striking out all after the word "the," on line 16, down to and including the word "Commissioners," on line 16.

Also, line 18, Sec. 2, by striking out the word "said," on line 18, and insert in lieu thereof the word "County;" and insert between the word "Board" and the word "on," on line 18, Sec. 2, by inserting the words "of Commissioners."

Amend Sec. 3, line 1, by striking out all after the word "said," on said line, down to and including the word "them," on line 2, of Sec. 3.

Amend Sec. 2, line 2, by striking out the words "and contract with."

CONCURRENT RESOLUTION.

Mr. MARSHALL offered

S. 105.—Mr. MARSHALL: A Concurrent Resolution to appoint a Committee to investigate the cause of the bursting of the boilers in the State House.

Upon immediate consideration, the Resolution was agreed to and ordered sent to the House of Representatives for concurrence.

SECOND READING BILLS.

S. 6.—Mr. Raysor: A Bill to require all parents or guardians to compel their children or wards to attend school for twelve weeks in each year.

Report favorable.

On motion of Mr. RAYSOR, the Bill was made the Special Order for Tuesday next (January 24th), at 12 M.

S. 18.—Mr. von Kolnitz: A Bill to authorize the Charleston Light and Water Company to construct and maintain a dam across Goose Creek, in Berkeley County.

Report favorable.

On motion of Mr. VON KOLNITZ, the Bill was laid upon the table.

S. 24.—Mr. Raysor: A Bill to amend Chapter XXXII., Criminal Code, Volume 2, Code of Laws of South Carolina, 1902, regulating the sale of spirituous liquors.

Report favorable.

On motion of Mr. BRICE, the Bill was made the Special Order for Tuesday next (January 24th), at 12.30 P. M.

H. 94 (10).—Mr. Whaley: A Bill to authorize the Charleston Light and Water Company to construct and maintain a dam across Goose Creek, in Berkeley County.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading.

LEAVE OF ABSENCE.

Mr. BRICE asked for and obtained leave of absence for the Recording Clerk until Monday.

Mr. HYDRICK asked for and obtained leave of absence for the Senator from York until Monday.

Mr. HOUGH asked for and obtained leave of absence for the Senator from Kershaw until Monday.

Mr. E. S. BLEASE asked for and obtained leave of absence for the Senator from Dorchester until Monday.

ADJOURNMENT.

Mr. HARDIN moved that when the Senate adjourn, it adjourn to meet to-morrow at 11 A. M.

At 1.55 P. M., the Senate, on motion of Mr. MANNING, adjourned.

SATURDAY, JANUARY 21, 1905.

The Senate assembled at 11 A. M., the hour to which it stood adjourned, and was called to order by the PRESIDENT.

The roll was called, and, a quorum answering to their names, the PRESIDENT announced the Senate ready to proceed to business.

The proceedings were opened with prayer by the Rev. Walter I. Herbert, Chaplain.

The Clerk proceeded to read the Journal of yesterday, whereupon on motion of Mr. HOOD, the further reading of the Journal was dispensed with.

The PRESIDENT called for Petitions, Memorials, Presentments of Grand Juries and such like papers.

INTRODUCTION OF BILLS.

The following Bills and Resolutions were introduced, under suspension of Rule XXXVI.:

S. 114.—Mr. RAYSOR: A Bill to authorize and empower the voters of School District No. 36, of the County of Orangeburg, to order an election and to issue coupon bonds of said school district for school purposes.

Read the first time and ordered placed on the Calendar without reference.

S. 115.—Mr. BROOKS: A Bill to establish an Infirmary for Confederate Veterans.

Read the first time and referred to the Committee on Finance.

S. 116.—Mr. VON KOLNITZ: A Bill to preserve the game fish, shell fish and terrapin in and on the public lands and waters of the State, and to provide a revenue therefrom for the benefit of the citizens of the State.

Read the first time and referred to the Committee on Judiciary.

PAPERS FROM THE HOUSE OF REPRESENTATIVES.

The House sent the Senate the following:

S. 105 (209).—Mr. Marshall: A Concurrent Resolution to appoint a Committee to investigate the cause of the bursting of the boilers in the State House.

Returned with concurrence.

Received as information.

Whereupon the PRESIDENT appointed Messrs. Manning and McLeod of the Committee on the part of the Senate, and a message was sent to the House accordingly.

H. 117 (4).—Judiciary Committee substitute: A Bill to amend Section 1843 of the Code of Laws of South Carolina, 1902, Vol. 1, fixing liability of stockholders in corporations, other than banks and banking institutions. (Recommend Substitute Bill, attached.)

Read the first time and referred to the Committee on Judiciary.

H. 118 (17).—Mr. Ardrey: A Bill to prohibit trespass.

Read the first time and referred to the Committee on Agriculture.

MESSAGE No. 3.

In the House of Representatives,
Columbia, S. C., January 21, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has appointed on the part of the House, as a Committee to investigate the tampering with machinery, &c., of the State House, Messrs. Prince, Cothran and Fraser.

Very respectfully,

M. L. SMITH,
Speaker of the House.

REPORTS OF COMMITTEES.

Mr. RAYSOR, from the Committee on Railroads and Internal Improvements, submitted a favorable report, with amendments, on

S. 15.—Mr. Butler: A Bill to require railroad companies to construct, maintain and operate industrial side tracks.

Ordered for consideration to-morrow.

Mr. STACKHOUSE, from the Committee on County Offices and Officers, submitted a favorable report on

S. 19.—Mr. Earle: A Bill in respect to attorneys' and officers' costs and fees.

Ordered for consideration to-morrow.

Mr. RAYSOR, from the Committee on Railroads and Internal Improvements, submitted an unfavorable report on

S. 32.—Mr. W. E. Johnson: A Bill to require trolley cars run outside of cities and towns to provide certain conveniences for passengers.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

S. 39.—Mr. Christensen: A Joint Resolution providing for the appointment of a Commissioner to examine into the terrapin, oyster and other shell fish interest belonging to the State, and to report to the General Assembly suitable measures to adopt in order to develop said industry.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

S. 106.—Mr. Stackhouse: A Bill to authorize the Trustees of Fork School District, being School District Number 26, of Marion County, to issue bonds for the purpose of purchasing or paying for school buildings and sites and equipping the same.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a report on

H. 110 (54).—Mr. Lyon: A Bill to amend Section 1198, Code of Laws of South Carolina, 1902, Vol. 1, so as to change the provisions as to traveling expenses of the County Superintendent of Education, of Abbeville and Marlboro Counties.

Recommending that the Bill be referred to the Committee on Education.

Upon immediate consideration, the report was adopted.

The Senate proceeded to the consideration of the Calendar.

GENERAL ORDERS.

THIRD READING BILLS.

The following Bill was read the third time, passed and ordered sent to the House of Representatives:

S. 47.—Mr. Bivens: A Bill to amend Sections 18 of the Code of Civil Procedure of the Code of Laws, Volume 2, 1902, fixing the time for holding the Courts for Dorchester County.

The following Bill having received three readings in both Houses, it was ordered that the title be changed to that of an Act and it be enrolled for ratification:

H. 94 (10).—Mr. Whaley: A Bill to authorize the Charleston Light and Water Company to construct and maintain a dam across Goose Creek, in Berkeley County.

SECOND READING BILLS.

S. 12.—Mr. Marshall: "A Bill to further provide for the creation and continuance and to define the duties and powers of the Historical Commission of this State, now existing under the terms of an Act to provide for the appointment of a Historical Commission of the State of South Carolina, for the purpose of collecting and preserving all matter relating to the History of the State," approved December 27th, A. D. 1894.

Report favorable.

The Bill was read.

Mr. COLE L. BLEASE moved to strike out Section 4.

After debate by Messrs. COLE L. BLEASE, MARSHALL, HOUGH and HARDIN, further consideration of the Bill was postponed.

S. 40.—Mr. Raysor: A Joint Resolution for a Commission to revise the General Free School Law, and report to the next session.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 46.—Mr. Blake: A Bill to prevent the spread of contagious diseases.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 60.—Mr. Hydrick: A Bill to enable municipal corporations or other corporations in this State engaged or about to engage in the business of supplying water for fire, sanitary or domestic purposes, to condemn land, water rights and water privileges and other property for the purpose of establishing, maintaining or extending water works systems, or for the purpose of securing a greater or better supply of water, or for the purpose of protecting the water sheds from contamination, or any conditions which may be a menace to the health of the community.

Report favorable.

The Bill was read and amended as follows:

On motion of Mr. HYDRICK:

Amend Bill No. 60 by striking out the words "operation of," in line 4, of Section 1, and inserting in lieu thereof the following words: "purpose of establishing, maintaining, extending or operating."

The Bill was ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 63.—Mr. Marshall: A Joint Resolution to authorize the Governor to appoint a Commission to examine into and report the financial affairs of Richland County.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 73.—Mr. McIver: A Bill to amend Section 714, of Code of Laws, 1902, Volume 1, relating to State Treasurer, so as to require duplicate instead of triplicate receipts.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 76.—Mr. Cole L. Blease: A Bill to ratify and confirm the charter of Parr Shoals Power Company, granted by the Secretary of State on the eighth day of December, 1904, and to confer additional powers on said company.

Report favorable, with amendments.

The Bill was read and the Committee amendments adopted, to wit:

Amend Section 2 by adding the following proviso at the end thereof: "*Provided*, That this Act shall be without prejudice to the rights of any person or persons aggrieved or damaged by the construction and maintenance of said dam."

The Bill was further amended as follows:

On motion of Mr. COLE L. BLEASE:

Amend Bill No. 76 by adding the following, to be known as Section 6, viz:

Section 6. This Act shall go into effect immediately upon its approval by the Governor.

Ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 85.—Mr. Blake: A Bill to incorporate the Board of Trustees of the Associate Reformed Presbyterian Synod of the South.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 86.—Mr. McIver: A Joint Resolution to further regulate the determination and the levy of special tax, and the election of Trustees in and for the "School District of the town of Cheraw."

Without reference.

The Bill was read and amended as follows:

On motion of Mr. McIVER:

Amend by striking out in the title the words "A Joint Resolution," and insert in lieu thereof the words "A Bill."

Amend further by striking out the words "Be it resolved," and insert in lieu thereof the words "Be it enacted."

Amend Sec. 3, line 1, by inserting after the word "any" and before the word "unavoidable," the words, "oversight or."

Ordered placed on the Calendar for a third reading, with notice of general amendments.

H. 97 (74).—Newberry Delegation: A Bill to amend an Act entitled "An Act to establish the Newberry School District, to authorize the establishment of free graded schools therein, and to provide the means for the efficient management of the same," approved the 23d day of December, A. D. 1889.

Without reference.

The Bill was read and amended as follows:

On motion of Mr. COLE L. BLEASE:

Amend Senate Bill No. 97, printed Bill.

Amend line 7, of Section 3, by adding after the word "town" the following: "who shall be elected by the qualified voters of each ward."

Amend line 14, of Section 3, by striking out "1906" and inserting in lieu thereof "1905."

Amend line 10, of Section 3, by striking out after the word "held" the words "at the time of the regular municipal election for the town of Newberry," and inserting in lieu thereof the words "on the second Tuesday in April, 1905."

Amend line 22, of Section 4, by striking out the word "July" and inserting in lieu thereof the word "August."

Amend by adding Section, to be known as Section 3, to read as follows:

"Sec. 3. That all Acts or parts of Acts inconsistent with this Act be, and the same are hereby, repealed."

Ordered placed on the Calendar for third reading.

JOURNAL OF THE SENATE,
LAID UPON THE TABLE.

S. 49.—Mr. Wells: A Bill to validate the last will and testament of Amanda S. Keigan.

Report unfavorable.

On motion of Mr. WELLS, the Bill was laid upon the table.

CONCURRENT RESOLUTION.

H. 112 (175).—Mr. Watson: A Concurrent Resolution in regard to cotton ginner's reports.

The Resolution was read and adopted.

RESOLUTION.

By Mr. McLEOD:

Resolved, That the House of Representatives be invited to attend in the Senate Chamber at 12.20 o'clock to-day (January 21), for the purpose of ratifying Acts.

The Resolution was adopted and the invitation sent to the House accordingly.

The House sent the following:

MESSAGE No. 4.

In the House of Representatives,
Columbia, S. C., January 21, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it accepts your invitation to attend in the Senate Chamber for the purpose of ratifying Acts at 12.20 P. M. this day.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

RATIFICATION OF ACT.

The Honorable the Speaker and members of the House of Representatives attended in the Senate Chamber at 12.20 P. M., when the following Act was duly ratified:

An Act to amend an Act entitled "An Act relating to the selection, drawing and summoning of jurors in the Circuit Courts of the State," approved the 7th day of February, A. D. 1902, by adding

thereto a Section to be known as Section 18a, to provide against an omission in preparing the jury list and boxes.

LEAVE OF ABSENCE.

Mr. HARDIN asked for and obtained leave of absence for the Senators from Sumter and Edgefield for one day.

ADJOURNMENT.

At 12. 45 P. M., the Senate, on motion of Mr. MARSHALL, adjourned.

MONDAY, JANUARY 23, 1905.

The Senate assembled at 12 M., the hour to which it stood adjourned, and was called to order by the PRESIDENT.

The roll was called, and, a quorum answering to their names, the PRESIDENT announced the Senate ready to proceed to business.

The proceedings were opened with prayer by the Rev. Walter I. Herbert, Chaplain.

The Clerk proceeded to read the Journal of yesterday, whereupon on motion of Mr. BLACK, the further reading of the Journal was dispensed with.

The PRESIDENT called for Petitions, Memorials, Presentments of Grand Juries and such like papers.

PETITION.

To the Honorable the Members of the General Assembly of the State of South Carolina.

Gentlemen: We the undersigned physicians, merchants and citizens of the city of Columbia beg leave to present this our Petition for the purpose of opening Richland and Lumter streets, and we pray that your Honorable Body will cause the Southern Railway Company to open the said streets—Richland and Lumber—so that the same may be used for travel the same as other streets.

T. M. DuBose, R. A. Lancaster, M. D., L. K. Philpot, L. B. Owens, E. M. Whaley, Samuel M. Deal, Robt. W. Gibbes, M. D., J. H. McIntosh, J. J. Watson, D. S. Pope, S. E. Harmon, Jno. H. Burkhalter, S. D. Friday, T. Weller, R. H. Dent, H. B. Chapman, C. H.

Deal, J. B. Riedlinger, J. W. Gallant, C. W. Seignious, G. T. Andrews, J. T. Tarrer, E. K. McQuatters, W. E. Smith, G. H. Kernaghan, J. M. Hook, W. T. Smith, F. H. Gillmore, B. F. Johnson, H. J. Hennies, M. K. Frick, F. D. Rawls, C. H. Lever, W. M. Kimbell, J. B. Friday, J. Lee Smith, Geo. Bruns, S. G. Wilson, Columbia Paper Co., W. H. Galloway, T. W. Potterfield, J. H. Berry, W. Platt, B. D. Williams, J. H. Geddings, Irving Furtick, J. M. Green, M. B. Green, C. S. Wiles, E. F. Hudgens, C. O. Brown, Lee N. Fallaw, J. S. Dent, C. C. Pierce, W. G. Bateman, Jr., F. A. Davis, E. P. Davis, Jno. Fitzmaurice, J. C. Moore, W. S. Moore, H. G. Moore, J. L. Tapp, P. G. Marshall, Sligh & Allen, J. M. Cohen, W. M. Williams, R. J. Palmer, W. H. Monckton, Jr., E. Van Benthuyssen, E. C. Shull, T. N. Seay, B. F. P. Leaphart, Hasel Thomas, Lorick & Lowrance, Inc., Girardeau & Marshall, T. B. Aughtry, B. O. Roberts, O. E. Thomas, D. H. Goble, B. Berman, James D. Farmer, W. A. Nix, J. L. Berg, W. S. H. Bemers, E. H. Newcomer, J. W. Haltiwanger, R. C. Keenan, Washington Clark, N. H. Driggers, W. F. Stieglitz.

Referred to the Committee on Railroads and Internal Improvements, and ordered printed in the Journal.

INTRODUCTION OF BILLS.

The following Bills and Resolutions were introduced, under suspension of Rule XXXVI.:

S. 119.—Mr. HOOD: A Bill to amend an Act entitled "An Act relating to the selection, drawing and summoning of jurors in the Circuit Courts of this State," approved the seventh day of February, 1902.

Read the first time and referred to the Committee on Judiciary.

S. 120.—Mr. COLE L. BLEASE: A Bill to amend Section 2009 of the Code of Laws of South Carolina, Vol. 1, 1902, as amended by an Act approved 20th day of February, 1904, so as to except the city of Newberry from the provisions of said Section.

Read the first time and ordered placed on the Calendar without reference.

S. 122.—Mr. BROWN: A Bill to validate and confirm the sale and conveyance of two lots, Nos. one and two, in the town of Darlington, known as the jail lots, by the County Board of Commissioners of Darlington County, to C. W. Hewitt.

Read the first time and referred to the Committee on Judiciary.

S. 128.—Mr. W. E. JOHNSON: A Bill to make it a misdemeanor to speak to or utter in the presence of any person any vile or opprobrious language calculated to bring about a breach of the peace.

Read the first time and referred to the Committee on Judiciary.

S. 129.—Mr. EFIRD: A Bill to amend Section 22 of the Code of Civil Procedure, being a part of the Code of Laws of South Carolina, 1902, relating to the holding of Courts in the Fifth Judicial Circuit, as amended by Act approved February 25, A. D. 1904.

Read the first time and referred to a Special Committee composed of the Senators from the Counties of the Fifth Judicial Circuit, namely: Messrs. Efird, Marshall, Hay, Talbert and E. S. Blease.

S. 130.—Mr. MAULDIN: A Bill to prohibit the granting of hotel and beer privileges by the State Board of Control.

Read the first time and referred to the Committee on Judiciary.

S. 131.—Mr. WILLIAMS: A Joint Resolution to authorize the State Board of Health of South Carolina, to negotiate with the U. S. Government to operate the State Quarantine Stations under certain conditions.

Read the first time and referred to the Committee on Medical Affairs.

S. 132.—Mr. BROWN: A Bill to require all common carriers for hire to transport Sheriffs and their deputies free when on official business.

Read the first time and referred to the Committee on Railroads and Internal Improvements.

PAPERS FROM THE HOUSE OF REPRESENTATIVES.

The House sent the Senate the following:

H. 123 (18).—Mr. Frost: A Bill for the protection of the aids to navigation, established by the authority of the United States Light-House Board, within the State of South Carolina.

Read the first time and referred to the Committee on Judiciary.

H. 124 (21).—Mr. Morgan: A Bill to regulate the running of motor vehicles upon the public highways of this State, and fixing a penalty for the violation thereof.

Read the first time and referred to the Committee on Judiciary.

H. 125 (27).—Mr. Nash: A Bill to require the Register of Mesne Conveyance, or the Clerk of Court in certain Counties, to index certain papers as soon as filed for record.

Read the first time and referred to the Committee on Judiciary.

H. 126 (28).—Mr. Laban Mauldin: A Bill to repeal Section 489 of the Criminal Code of Laws of South Carolina, 1902, Vol. 2, relating to County Auditors.

Read the first time and referred to the Committee on Judiciary.

H. 127 (70).—Mr. Yeldell: A Bill to regulate the traffic in seed cotton and unpacked lint cotton.

Read the first time and referred to the Committee on Agriculture.

H. 133 (238).—Mr. Lester: A Concurrent Resolution as to introduction of a Bill.

Resolved, By the House of Representatives, the Senate concurring, That leave be, and is hereby, granted for the introduction of a Bill to amend an Act entitled "An Act to incorporate the Johnston, Saluda, Greenwood and Anderson Railroad Company," approved 21st day of February, A. D. 1901, so as to change the name of said company.

On motion, the Resolution was ordered for consideration to-morrow and placed on the Calendar.

REPORTS OF COMMITTEES.

Mr. WARREN, from the Committee on Privileges and Elections, submitted a favorable report on

S. 102.—Mr. Douglass: A Bill to authorize the Town Council of Union, in Union County, to elect a Town Auditor, to define his powers and duties and fix his compensation.

Ordered for consideration to-morrow.

Mr. MARSHALL, from the Special Committee on Inaugural Ceremonies, submitted the following:

REPORT OF COMMITTEE ON INAUGURAL CEREMONIES.

The Joint Committee from the Senate and House of Representatives appointed to wait upon the Hon. D. C. Heyward, Governor-elect, and upon the Hon. John T. Sloan, Lieutenant Governor-elect, respectfully report that they have discharged their duty, and that his Excellency, the Governor-elect, has indicated January 25th, 1905, at 12 o'clock M., as the time at which he will take the oath of office; and that the Hon. John T. Sloan has accepted the invitation to qualify as Lieutenant Governor at the same time.

The Committee respectfully report that they have arranged the following program for the occasion:

PROGRAM.

The House of Representatives, being in session, at 12 o'clock M., will be joined by the Senate, in accordance with the invitation given by the House. As soon as the Joint Assembly shall have been organized and seated, the Governor and Lieutenant Governor-elect, the Senators and Representatives in Congress from this State, who may be in Columbia, the Chief Justice and Associate Justices of the Supreme Court, the Circuit Judges of the State, and the United States Judges who may be present in Columbia, and the State officers incumbent and elect, and the Trustees and Faculty of the South Carolina College and students of said College, said College being a State institution located at the Capital, will be escorted by the Committee of Arrangements from the Executive Chamber to the Hall of the House of Representatives.

As they approach the rostrum the Sergeant-at-Arms of the House of Representatives will announce "His Excellency the Governor-elect and his escort."

The Joint Assembly, at the order of the President of the Senate, will arise and receive him, standing until they are seated.

The Governor-elect and Lieutenant Governor-elect and the Chief Justice and Associate Justices will be seated on the rostrum at the Speaker's desk. The escort accompanying them will be seated to the right and left of the Speaker's desk.

The Assembly having been called to order, the President of the Senate will announce that the proceedings will be opened with prayer by the Rev. Dr. Charles Martin Niles, and after prayer the President of the Senate will announce that the Hon. D. C. Heyward, Governor-elect, is present and ready to qualify. Thereupon the Governor-elect will advance to the desk on the right of the Speaker and the Chief Justice will advance to the desk on the left of the Speaker. The oath of offices will then be administered by the Chief Justice to the Governor-elect, who will then deliver his inaugural address.

At the conclusion of the address, the President of the Senate will then announce that the Hon. John T. Sloan, Lieutenant Governor-elect, is present and ready to qualify.

Whereupon the Lieutenant Governor-elect and the Chief Justice will advance as in the case of the Governor-elect and the Chief Justice will administer the oath of office to the Lieutenant Governor-elect.

When the Lieutenant Governor-elect shall have made such acknowledgment as he may be pleased to make, he will announce:

"The purpose for which the Joint Assembly has convened being accomplished, the Joint Assembly is dissolved."

The Senate will return to its Chamber.

Respectfully submitted.

J. Q. MARSHALL,
W. H. WELLS,

Committee on part of Senate.

ALTAMONT MOSES,
B. A. MORGAN,
HUGER SINKLER,

Committee on part of the House.

Upon immediate consideration, the report was adopted.

INVITATION.

The following invitation was read:

President's Office, South Carolina College,
Columbia, S. C., January 23, 1905.

Lieutenant Governor John T. Sloan, Senate.

Dear Sir: Will you please announce to the Senate that the Hon. Robert Aldrich will lecture to the Law Classes of South Carolina, tomorrow at 12 M., in the class room of the English Professor, and that Senators are cordially invited to attend.

Yours truly,

BENJAMIN SLOAN.

On motion of Mr. RAYSOR, the invitation was accepted.

The Senate proceeded to the consideration of the Calendar.

GENERAL ORDERS.

THIRD READING BILLS.

The following Bills and Joint Resolutions were severally read the third time, passed and ordered sent to the House of Representatives:

S. 17.—Mr. W. E. Johnson: A Bill to amend Sections 265, 266, 272, 273 and 274 of the Criminal Code of South Carolina, so as to apply the provisions thereof to primary elections in this State.

S. 40.—Mr. Raysor: A Joint Resolution providing for a Commission to revise the General Free School Law, and report to the next session.

S. 46.—Mr. Blake: A Bill to prevent the spread of contagious diseases.

S. 63.—Mr. Marshall: A Joint Resolution to authorize the Governor to appoint a Commission to examine into and report the financial affairs of Richland County.

S. 73.—Mr. McIver: A Bill to amend Section 714, of Code of Laws, 1902, Volume 1, relating to State Treasurer, so as to require duplicate instead of triplicate receipts.

S. 76.—Mr. Cole L. Blease: A Bill to ratify and confirm the charter of Parr Shoals Power Company, granted by the Secretary of State on the eighth day of December, 1904, and to confer additional powers on said company.

The Bill was amended as follows:

On motion of Mr. EARLE:

Section 2, by adding an additional proviso, as follows: *Provided*, That in the construction and maintenance of any dams, suitable fishways shall be made and maintained, and every forebay and tail race shall be protected by wire gauze of not larger than one-half inch meshes, so as to prevent fish going into the water wheels.

S. 85.—Mr. Blake: A Bill to incorporate the Board of Trustees of the Associate Reformed Presbyterian Synod of the South.

S. 86.—Mr. McIver: A Joint Resolution to further regulate the determination and the levy of special tax, and the election of Trustees in and for the "School District of the town of Cheraw."

The following Bill was read the third time, passed and ordered returned to the House with amendments:

H. 97 (74).—Newberry Delegation: A Bill to amend an Act entitled "An Act to establish the Newberry School District, to authorize the establishment of free graded schools therein, and to provide the means for the efficient management of the same," approved the 23d day of December, A. D. 1889.

The following Bill having received three readings in both Houses, it was ordered that the title be changed to that of an Act, and it be enrolled for ratification:

H. 68 (38).—Mr. Lyon: A Joint Resolution to authorize and require the County Superintendent of Education to approve, and the Treasurer of Abbeville County to pay, school claims to Miss Nannie Mattison.

SECOND READING BILLS.

S. 12.—Mr. Marshall: "A Bill to further provide for the creation and continuance and to define the duties and powers of the Historical Commission of this State, now existing under the terms of an Act to

provide for the appointment of a Historical Commission of the State of South Carolina, for the purpose of collecting and preserving all matter relating to the History of the State," approved December 27th, A. D. 1894.

Report favorable.

The Bill was read.

Mr. COLE L. BLEASE moved to strike out Section 4.

After debate by Messrs. COLE L. BLEASE, HARDIN, HOOD, MARSHALL, W. J. JOHNSON and RAYSOR, the further consideration of the Bill was postponed.

The following proposed amendments were ordered printed in the Journal:

By Mr. EARLE:

Amend Bill 12 (Section 4), by striking out all said Section after the word "him," on line 8.

By Mr. BUTLER:

Amend Sec. 4 by adding at end of Sec. 4 the following: That the position of Historical Clerk in the Secretary of State's office is hereby abolished.

S. 15.—Mr. Butler: A Bill to require railroad companies to construct, maintain and operate industrial side tracks.

Report favorable, with amendments.

The Bill was read and the amendments proposed by the Committee adopted, to wit:

Amend Section 1, line 2, by striking out word "commercial."

Section 1, line 5, by inserting between the words "one" and "mile" the word "half," so as to read "one-half mile."

Amend Section 1, by striking out all after the word "lots" on page 2, line 2, and including the word "located," on line 6.

And also strike out of Section 1, page 2, after the word "enterprise," on line 11, down to and including the word "and," on line 13, page 2, of Section 1.

Strike out the word "further," page 2, line 13, of Section 1.

On line 14, Section 1, page 2, strike out the words "entire reasonable first."

Amend line 15, by inserting between words "construction" and "shall," the following words: "together with the cost and expenses paid and incurred in obtaining the rights of way."

On last line, Section 1, after the word "is," and before the word "to," insert the words "or is."

In Section 2, line 6, strike out the words "reasonable first."

In Section 3, line 2, strike out the word "said."

Strike out all after the word "desired" of Section 3, line 3, down to and including the word "therefor."

Section 4, line 5, strike out words "any citizen," and insert in lieu thereof words "any firm or corporation aggrieved."

Ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 20.—Mr. Earle: A Bill relating to the punishment for vagrancy. Report unfavorable.

On motion of Mr. HAY, the unfavorable report of the Committee was adopted and the Bill rejected.

S. 56.—Mr. Brooks: A Bill to provide for Game Wardens.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 57.—Mr. Hay: A Bill to amend an Act to authorize the establishment of Municipal Courts in cities having a population of not less than four thousand and not more than twenty thousand inhabitants, approved February 19th, 1904.

Report unfavorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 59.—Mr. Cole L. Blease: A Bill to provide enrollment in public night schools.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 62.—Mr. Raysor: A Bill to amend Section 2727, Civil Code, 1902, relating to the Chief Justice and Associate Justices of the Supreme Court.

Report favorable.

The Bill was read.

Mr. COLE L. BLEASE offered the following amendment:

Amend by striking out \$3,500 wherever it appears and insert \$2,850.

Mr. BROWN moved to lay the amendment on the table.

The question was taken on agreeing to the motion of the Senator from Darlington, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bates, Brice, Brooks, Brown, Butler, Christensen, Davis, Douglass, Hardin, Hay, Hood, Hough, Hydrick, W. E. Johnson, Manning, Mauldin, McGowan, McIver, Raysor, Stackhouse and von Kolnitz—21.

Nays—Messrs. Black, Blake, C. L. Blease, Carpenter, Earle, Efrid, Holliday, W. J. Johnson, Warren and Williams—10.

So the motion was agreed to and the amendment laid on the table.

The Bill was amended as follows:

On motion of Mr. COLE L. BLEASE:

Strike out \$3,500 wherever it appears and insert \$3,000.

The Bill was ordered placed on the Calendar for a third reading.

H. 69 (42).—Mr. Lyon: A Joint Resolution to authorize and require the Treasurer of Abbeville County to pay to the County Superintendent of Education of Abbeville County two thousand two hundred and fifty dollars (\$2,250.00), and to provide for fees and expenses heretofore incurred in collecting the same.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

H. 70 (56).—Mr. Toole: A Bill to authorize and empower the North Augusta School District, No. 66, of Aiken County, in the State of South Carolina, to issue bonds for the purchase of a lot and the erection and equipment of a graded school building thereon, to provide for a Building Committee, and to provide means for the payment of said bonds and the interest thereon.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 87.—Mr. Manning: A Bill to amend Sections 1, 4, 5, 10 and 11, entitled "An Act to require the payment of annual license fees by corporations doing business in the State, and report to the Comptroller General," approved 1st day of March, 1904, so as to correct errors.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 106.—Mr. Stackhouse: A Bill to authorize the Trustees of Fork School District, being School District Number 26, of Marion County, to issue bonds for the purpose of purchasing or paying for school buildings and sites and equipping the same.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 111.—Mr. Raysor: A Bill to authorize and empower the voters of School District No. 36, of the County of Orangeburg, to order

an election and to issue coupon bonds of said school district for school purposes.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading.

ADJOURNMENT.

Mr. HARDIN moved that when the Senate adjourn it adjourn to meet to-morrow at 11 A. M.

On motion of Mr. MANNING, the Senate, at 1.45, adjourned.

TUESDAY, JANUARY 24, 1905.

The Senate assembled at 11 A. M., the hour to which it stood adjourned, and was called to order by the PRESIDENT.

The roll was called, and, a quorum answering to their names, the PRESIDENT announced the Senate ready to proceed to business.

The proceedings were opened with prayer by the Rev. Walter I. Herbert, Chaplain.

The Clerk proceeded to read the Journal of yesterday, whereupon on motion of Mr. BRICE, the further reading of the Journal was dispensed with.

The PRESIDENT called for Petitions, Memorials, Presentments of Grand Juries and such like papers.

INTRODUCTION OF BILLS.

The following Bills were introduced, under suspension of Rule XXXVI.:

S. 134.—Mr. HAY: A Bill to provide for the resurvey and location of the boundary line between the Counties of Kershaw and Lancaster, in the State of South Carolina.

Read the first time and referred to the Committee on Judiciary.

S. 135.—Mr. MAULDIN: A Bill to give Magistrates jurisdiction to try and punish for the unlawful sale or barter of alcoholic liquors.

Read the first time and referred to the Committee on Judiciary.

S. 136.—Mr. STACKHOUSE: A Bill to amend Section 1 of an Act entitled "An Act to amend the various Statutes and the laws as

to school districts embracing the towns of Marion, Mullins, Latta and Dillon, in Marion County.

Read the first time and ordered placed on the Calendar without reference.

S. 137.—Mr. BROOKS: A Bill to provide for the payment of the salary of Clerk of State Pension Board, the expenses, per diem and mileage of the State Board and County Board of Pensions.

Read the first time and referred to the Committee on Finance.

S. 138.—Mr. MANNING: A Bill in reference to the duties of Chairmen of local Boards of Assessors and their compensation.

Read the first time and referred to the Committee on Finance.

S. 139.—Mr. HOOD: A Bill to amend Section 430, Vol. 1, Code of Laws of South Carolina, 1902, so as to further provide for the collection of taxes which have escaped assessment in any year.

Read the first time and referred to the Committee on Judiciary.

S. 140.—Mr. MARSHALL: A Bill to further regulate the salaries of certain Court Stenographers.

Read the first time and referred to the Committee on Judiciary.

S. 141.—Mr. WARREN: A Bill to repeal Section 311 of the Civil Code of Laws of South Carolina.

Read the first time and referred to the Committee on Judiciary.

S. 143.—Mr. CHRISTENSEN: A Bill to amend Sections 204 and 205 of the Criminal Code of Laws of South Carolina, prohibiting the issue and using of free passes.

Read the first time and referred to the Committee on Judiciary.

S. 144.—Mr. HOOD: A Bill prescribing the proof of the incompetency of witnesses.

Read the first time and referred to the Committee on Judiciary.

S. 145.—Mr. HOOD: A Bill to amend Section 2468, Civil Code of 1902, relating to the distribution of intestates' estates.

Read the first time and referred to the Committee on Judiciary.

S. 146.—Mr. HOOD: A Bill to amend an Act entitled "An Act to fix the salaries of County Supervisors," approved the 24th day of February, 1904, increasing the salary of the County Supervisor of Anderson County to \$1,500.

Read the first time and referred to the Committee on Finance.

S. 147.—Mr. BUTLER: A Bill to require Clerk of Court to keep a record of the names of all persons elected to any office within their County.

Read the first time and referred to the Committee on County Offices and Officers.

S. 148.—Mr. HAY: A Bill to amend an Act entitled "An Act to provide for the erection and equipment of a new Court House at Camden and to authorize the issue of bonds for such purpose," approved February 19th, 1904.

Read the first time and ordered placed on the Calendar without reference.

S. 149.—Mr. PEURIFOY: A Bill to authorize and empower the County Board of Commissioners of Colleton County to sell a portion of poor farm and to use proceeds of sale in improvements.

Read the first time and ordered placed on the Calendar without reference.

REPORTS OF COMMITTEES.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 4.—Mr. von Kolnitz (by request): A Bill to amend Section 1775 of the Code of Laws of South Carolina, 1902, Volume 1, fixing liability of stockholders in banks and banking institutions.

On motion of Mr. von KOLNITZ, the Bill was laid upon the table.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 3.—Mr. von Kolnitz (by request): A Bill to amend Section 1813 of the Code of Laws of South Carolina, 1902, Volume 1, fixing liability of stockholders in corporations other than banks and banking institutions.

On motion of Mr. von KOLNITZ, the Bill was laid upon the table.

Mr. HAY, from the Committee on Judiciary, submitted an unfavorable report on

S. 11.—Mr. Raysor: A Bill to provide for a marriage license law in this State.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted an unfavorable report on

S. 29.—Mr. Butler: A Bill to amend Section 553 of the Criminal Code of South Carolina, confining the hunting of certain birds to the months of December and January.

Ordered for consideration to-morrow.

Mr. BROWN, from the Committee on Education, submitted a favorable report on

S. 58.—Mr. W. J. Johnson: A Bill to devolve upon the Board of Trustees of Winthrop Normal and Industrial College a joint duty and responsibility with the Board of Trustees of Clemson Agricultural and Mechanical College, in the inspection, analysis and taxing of commercial fertilizers, and to transfer one-third of the tag tax to the former College, and to deduct amount thereof from the current State appropriation to that College.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted an unfavorable report on

S. 64.—Mr. W. J. Johnson: A Joint Resolution providing for the purchase and cancellation of State bonds and stocks.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

H. 66 (3).—Mr. Sinkler: A Bill to amend Section 1775 of the Code of Laws of South Carolina, 1902, Vol. 1, fixing liability of stockholders in banks and banking institutions.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a special report on

S. 74.—Mr. Cole L. Blease: A Bill to amend sub-division 3, of Section 1112, Vol. 1, Code of Laws, 1902, relating to time of examination of applicants to practice medicine.

On motion of Mr. COLE L. BLEASE, the Bill was laid upon the table, with the privilege of withdrawing it from the files of the House.

Mr. BROWN, from the Committee on Education, submitted a favorable report on

S. 77.—Mr. Brice: A Bill to amend Section 1214 of the Code of Laws, relating to the transfer of persons in school districts.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report, with amendments, on

S. 78.—Mr. Earle: A Bill relating to the survival of causes of action.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted an unfavorable report on

S. 79.—Mr. E. S. Blease: A Bill to prevent the appointment of certain persons in the General Assembly and Engrossing Department.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted an unfavorable report on

S. 88.—Mr. Hood: A Bill to abolish days of grace on notes, bills of exchange, or other written obligations to pay money.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 89.—Mr. Bivens: A Bill to amend the law relating to Magistrates and their Constables, their powers, jurisdiction, salaries, etc.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 91.—Mr. Hood: A Bill to repeal Section 2939, Civil Code, 1902, relating to jury fee.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

S. 92.—Mr. McIver: A Bill to authorize and require the Counties of Chesterfield and Marlboro to purchase and own the Cheraw Bridge across the great Pee Dee River.

Ordered for consideration to-morrow.

Hr. HAY, from the Committee on Judiciary, submitted a favorable report on

H. 95 (22).—Mr. Morgan: A Bill to amend Section 2941 of Vol. 1, Code of Laws of South Carolina, 1902, by striking out said Section, and inserting in lieu thereof another to be known as Section 2941.

Ordered for consideration to-morrow.

Mr. STACKHOUSE, from the Committee on Dispensary, submitted a favorable report on

S. 99.—Mr. Cole L. Blease: A Bill to amend Section 562, Civil Code, Vol. 2, 1902, relating to appointment of County Dispensers.

Ordered for consideration to-morrow.

Hr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 101.—Mr. Bates: A Bill to amend Section 305 of the Code of Laws, Vol. 2, of South Carolina, relating to the sale of diseased flesh.

Ordered for consideration to-morrow.

Mr. BROWN, from the Committee on Education, submitted a favorable report on

H. 109 (67).—Mr. Prince: A Bill to amend Section 1274, Article III., Chapter XXV., of the Code of Laws, relating to the powers of the Board of Visitors of the South Carolina Military Academy.

Ordered for consideration to-morrow.

Mr. BROWN, from the Committee on Education, submitted a favorable report on

H. 110 (54).—Mr. Lyon: A Bill to amend Section 1198, Code of Laws of South Carolina, 1902, Vol. 1, so as to change the provisions as to traveling expenses of the County Superintendent of Education of Abbeville and Marlboro Counties.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

H. 111 (39).—Mr. Sinkler: A Bill granting to the United States the title of this State to, and the jurisdiction of the State over, certain lands on Sullivan's Island, in Charleston County, for military purposes.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a special report on

S. 116.—Mr. von Kolnitz: A Bill to preserve the game fish, shell fish and terrapin in and on the public lands and waters of the State, and to provide a revenue therefrom for the benefit of the citizens of the State,

Recommending that the Bill be referred to the Committee on Finance.

The Report was adopted.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

H. 117 (4).—Judiciary Committee substitute: A Bill to amend Section 1843 of the Code of Laws of South Carolina, 1902, Vol. 1, fixing liability of stockholders in corporations, other than banks and banking institutions.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

H. 118 (17).—Mr. Ardrey: A Bill to prohibit trespass.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 15.—Mr. Butler: A Bill to require railroad companies to construct, maintain and operate industrial side tracks.

The Bill was amended as follows:

On motion of Mr. BUTLER:

Amend printed Bill No. 15, line 11, by inserting the words: "such manufacturing or industrial enterprise," after the word "and" and before the word "shall."

Amend Bill No. 15 by adding at end of Sec. 1, the following: "*And Provided, further,* That before any manufacturing or industrial enterprise shall be required to pay for the construction of any track, the railroad company shall file with the said manufacturing or industrial enterprise a sworn itemized statement of the actual cost of obtaining the right of way and cost of construction, which shall be paid by said manufacturing or industrial enterprise."

Amend Bill by adding another Section, to be known as Sec. 6, after Sec. 5, as follows:

This Act shall go into effect immediately upon approval by the Governor.

Amend Sec. 1, printed Bill, by inserting the word "is" between the words "or" and "already," on line 2.

On motion of Mr. McIVER,

Amend the amendment proposed by the Committee on 2d page, 24th line of printed Bill, by inserting between the words "any" and "firm," the word "*person.*"

The Bill was then ordered engrossed before being sent to the House.

S. 56.—Mr. Brooks: A Bill to provide for Game Wardens.

Mr. CHRISTENSEN offered the following amendment:

Amend Section two (2), line two (2), printed Bill, by adding after the word "duty" the words: "The compensation of each Warden so appointed shall be fixed by the Board of County Commissioners of the County in which he serves."

On motion of Mr. MAULDIN, the amendment was laid upon the table.

S. 57.—Mr. Hay: A Bill to amend an Act to authorize the establishment of Municipal Courts in cities having a population of not less than four thousand and not more than twenty thousand inhabitants, approved February 19th, 1904.

S. 59.—Mr. Cole L. Blease: A Bill to provide enrollment in public night schools.

S. 122.—Mr. Brown: A Bill to validate and confirm the sale and conveyance of two lots, Nos. one and two, in the town of Darlington, known as the jail lots, by the County Board of Commissioners of Darlington County, to C. W. Hewitt.

Ordered for consideration to-morrow.

Mr. DOUGLASS, from the Committee on Agriculture, submitted a favorable report on

H. 127 (70).—Mr. Yeldell: A Bill to regulate the traffic in seed cotton and unpacked lint cotton.

Ordered for consideration to-morrow.

PAPERS FROM THE HOUSE OF REPRESENTATIVES.

The House sent the Senate the following:

S. 13 (159).—Mr. Mauldin: A Joint Resolution to authorize the Governor to appoint a Commission to examine into and report the financial affairs of Greenville County.

On motion of Mr. MAULDIN, the Senate concurred in the amendments made by the House of Representatives.

Ordered that the title be changed to an Act and it be enrolled for ratification.

H. 142 (256).—Mr. Haskell: A Concurrent Resolution tendering thanks to the Daughters of the Confederacy.

Be it resolved, By the House of Representatives, the Senate concurring,

Section 1. That the thanks of the General Assembly be gratefully tendered to the Daughters of the Confederacy and other ladies who have presented to the State an elegant portrait of that gallant soldier and accomplished gentleman, the late General Micah Jenkins.

Section 2. That the portrait be accepted, treasured, and suitably placed in the Hall of the House.

Section 3. That a copy of these Resolutions, suitably engrossed, be presented to the fair donors of the memento of General Micah Jenkins.

The Senate agreed to the Concurrent Resolution and ordered that it be returned to the House with concurrence.

The Senate proceeded to the consideration of the Calendar.

GENERAL ORDERS.

THIRD READING BILLS.

The following Bills and Joint Resolutions were severally read the third time, passed and ordered sent to the House of Representatives:

S. 62.—Mr. Raysor: A Bill to amend Section 2727, Civil Code, 1902, relating to the Chief Justice and Associate Justices of the Supreme Court.

S. 87.—Mr. Manning: A Bill to amend Sections 1, 4, 5, 10 and 11, entitled "An Act to require the payment of annual license fees by corporations doing business in the State, and report to the Comptroller General," approved 1st day of March, 1904, so as to correct errors.

S. 106.—Mr. Stackhouse: A Bill to authorize the Trustees of Fork School District, being School District Number 26, of Marion County, to issue bonds for the purpose of purchasing or paying for school buildings and sites and equipping the same.

S. 114.—Mr. Raysor: A Bill to authorize and empower the voters of School District No. 36, of the County of Orangeburg, to order an election and to issue coupon bonds of said school district for school purposes.

The Bill was amended as follows:

On motion of Mr. RAYSOR:

Amend Sec. 4, line 3, by striking out the word "twenty," and insert in lieu thereof the word "fifteen."

Amend Sec. 1, line 4, by striking out the word "fifteen" and inserting in lieu thereof the word "eighty."

Amend Sec. 1, line 5, by striking out the word "five," and insert in lieu thereof the word "seven."

Amend Sec. 1, line 8, by striking out the word "fifteen" and insert in lieu thereof the word "eight."

Amend Sec. 4, line 4, by striking out the words "one or more" and inserting in lieu thereof "a;" and on line 5, of said Section, by striking out the word "buildings" and inserting in lieu thereof the word "building."

PROPOSED AMENDMENTS.

The following amendments to

S. 48.—Mr. Raysor: A Bill to define and describe the manner of "showing compliance with the requirements of the Constitution" to the Governor prior to the ordering an election as to the creation of a new County,

Were ordered printed in the Journal.

By Mr. RAYSOR:

Senate Bill No. 48. Amend Section 1 by striking out all of said Section after the word "thereon," on line 3 thereof.

Strike out all of Section 2, and insert in lieu thereof the following :
"appoint and contract with two competent surveyors, who shall not be residents of any County to be cut by the lines of the proposed new County, one to be named by the petitioners and one by the opposition, if any, to the creation of the new County, and, if there be no developed or organized opposition, then the second surveyor to be selected by the Board of County Commissioners of the County from which most of the territory for the new County is proposed to be taken, without outside nomination ; and these two surveyors shall name and call in a third similarly qualified to settle any points of difference between them ; and should they fail to agree upon a third surveyor, he shall be appointed by the Governor ; that upon receipt of the petition from the Governor, these surveyors shall forthwith ascertain and settle all necessary questions as to areas both of the proposed new County, and of the old Counties after being diminished by the new, and as to distances of the lines of the proposed new County from any existing Court House ; they shall also make survey of the proposed new lines, and plainly mark the same so as to clearly define the population and wealth taken and left and so as to guide as to who can vote if the election be finally ordered ; they shall make full return and report of their finding with plats of their work to the Governor, who shall annex the same to the petition ; these surveyors shall be paid by warrant of the Board of County Commissioners on the Treasurer of each old County involved for the pro rata of the survey made within the territory of each, and to this end, the surveyors shall render an itemized bill of their work for each County to be cut by the new lines."

That Section 3 be amended by striking out the figure "3," on line 1, and inserting in lieu thereof the figure "2."

Further amend Section 3 by striking out on line 1 the words "County Board of Commissioners," and inserting in lieu thereof the word "surveyors."

Further amend Section 3 by striking out on lines 1 and 2 the words "return by the surveyors has been filed with them," and insert in lieu thereof the words "survey is completed."

Amend Section 4 by striking out on line 1 the figure "4" and inserting in lieu thereof the figure "3."

Amend Section 5, line 1, by striking out the figure "5" and inserting in lieu thereof the figure "4."

The following Bill and Joint Resolution having received three readings in both Houses, it was ordered that the titles be changed to Acts and enrolled for ratification :

H. 69 (42).—Mr. Lyon: A Joint Resolution to authorize and require the Treasurer of Abbeville County to pay to the County Superintendent of Education of Abbeville County two thousand two hundred and fifty dollars (\$2,250.00), and to provide for fees and expenses heretofore incurred in collecting the same.

H. 70 (56).—Mr. Toole: A Bill to authorize and empower the North Augusta School District, No. 66, of Aiken County, in the State of South Carolina, to issue bonds for the purchase of a lot and the erection and equipment of a graded school building thereon, to provide for a Building Committee, and to provide means for the payment of said bonds and the interest thereon.

The Sergeant-at-Arms announced

MESSAGE FROM THE GOVERNOR.

The following message from the Governor was then presented by Private Secretary J. E. Norment:

State of South Carolina,
Executive Chamber,
Columbia, January 24, 1905.

Gentlemen of the General Assembly:

I have found it necessary during the past year, in the proper enforcement of the law, to make an expenditure to which I desire to call your special attention.

Owing to the inadequacy of the Contingent Fund, and having no special fund at my disposal, I was under the necessity of personally borrowing the sum of \$1,867,27 in order to complete the payment of detectives employed for the purpose of bringing to justice persons guilty of participating in lynchings. I gave my personal note for this amount, which amount will be due and payable March 4, 1905. And I respectfully ask that provision may be made for this payment by your Honorable Body.

D. C. HEYWARD, Governor.

The message was referred to the Committee on Finance.

SECOND READING BILLS.

S. 12.—Mr. Marshall: "A Bill to further provide for the creation and continuance and to define the duties and powers of the Historical Commission of this State, now existing under the terms of an Act to provide for the appointment of a Historical Commission of the State of South Carolina, for the purpose of collecting and preserving all

matter relating to the History of the State," approved December 27th, A. D. 1894.

Mr. W. J. JOHNSON proposed the following amendment, to wit :

Substitute for Sec. 4, Bill No. 12: That the Clerk, as now provided by law, shall continue to perform such duties under the control of said Commission. He shall keep the official books and minutes of the Commission and perform all duties pertaining to the position under the supervision, direction and control of the Commission, to the care and custody of all the documents, material and property in charge of the Commission, and the performance of such other duties as the Commission may devolve on him, and shall receive for such services the sum of one thousand dollars per annum, to be paid monthly by the State Treasurer, upon the warrant of the Comptroller General.

Mr. MARSHALL moved to lay the amendment on the table.

After debate by Messrs. W. J. JOHNSON, BRICE, COLE L. BLEASE, MARSHALL, MANNING, McLEOD and PEURIFOY,

The question was taken on agreeing to the motion of the Senator from Richland, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Blake, Brice, Brooks, Brown, Butler, Carpenter, Christensen, Davis, Douglass, Hardin, Hay, Hood, Holliday, Hough, Hydrick, Manning, Marshall, Mauldin, McGowan, McLeod, Peurifoy, Raysor, Stackhouse, von Kolnitz and Williams—25.

Nays—Messrs. Bates, Bivens, Black, C. L. Blease, E. S. Blease, Earle, Efird, W. E. Johnson, W. J. Johnson, Talbert, Warren and Wells—12.

So the motion was adopted and the amendment laid upon the table.

On motion of Mr. MARSHALL, the Bill was amended as follows:

Sec. 9. That the office of Clerk for preserving historical records provided for in Section 4 of the Act entitled "An Act to provide for the preservation of valuable historical documents and papers of the State of South Carolina," approved 27 February, A. D. 1902, is hereby abolished.

On motion of Mr. COLE L. BLEASE, the Bill was further amended as follows:

Strike out \$1,200, in Sec. 4, and insert \$1,000.

Ordered placed on the Calendar for a third reading.

Mr. RAYSOR called up

SPECIAL ORDERS.

S. 6.—Mr. Raysor: A Bill to require all parents or guardians to compel their children or wards to attend school for twelve weeks in each year.

Report favorable.

Second reading.

Mr. BRICE moved to indefinitely postpone the Bill.

After debate by Messrs. BRICE, RAYSOR, BLAKE, HAY, CHRISTENSEN,

The question was taken on agreeing to the motion of the Senator from York, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. C. L. Blease, Brice, Brooks, Davis, Douglass, Earle, Efird, Hardin, Hay, Hood, Hough, W. J. Johnson, Marshall, Mauldin, McGowan, Warren and Williams—17. .

Nays—Messrs. Bates, Bivens, Black, Blake, E. S. Blease, Brown, Butler, Carpenter, Christensen, Holliday, Hydrick, W. E. Johnson, Manning, McIver, McLeod, Peurifoy, Raysor, Stackhouse, Talbert, von Kolnitz and Wells—21.

So the motion was lost.

The further consideration of the Bill was postponed, and the following proposed amendments were ordered printed in the Journal:

By Mr. E. S. BLEASE:

Amend by adding the following further proviso to Section 2: "*Provided, also*, That all prosecutions under this Act shall be barred unless the same shall be instituted within thirty (30) days after the alleged violation."

Amend by adding this proviso to Section 1: "*Provided, however*, That no parent or guardian with more than two children under his or her control shall be compelled to cause the attendance of more than two of the said children upon any school."

Amend by striking out the word "twelve" on line 4, of Section 1, and inserting in lieu thereof the word "eight."

By Mr. TALBERT:

Amend by inserting on line 7, between the word "house" and the word "or" the words, "or unless they may be so poor that they will be thereby deprived of the necessities of life."

By Mr. McIVER:

Amend the printed Bill by adding at the end of Sec. 2 the following: "*Provided, further*, That the Court imposing the penalty herein provided for shall suspend the sentence upon the promise and agree-

ment of the person so convicted to comply forthwith with the provisions of this Act, but should such convicted person fail to carry out his promise and agreement, and the fact be brought to the attention of the Court by affidavit, the Judge or Magistrate shall issue his warrant for the arrest of such convicted person, and impose and enforce the judgment of the Court."

By Mr. MANNING:

Amend Sec. 1, line 6: strike out "fourteen" and insert "twelve."

By Mr. RAYSOR:

Amend by striking out the word "fourteen," on line six, of the printed Bill, and insert the word "twelve," in lieu thereof.

By Mr. COLE L. BLEASE:

Sec. 3. Any child or children coming within the provisions of this Act that is entirely dependent upon their own labor for support, shall be paid five (5) dollars per month out of the County school fund in their respective Counties while attending school as herein provided, and the Trustees shall furnish necessary books for such children.

S. 24.—Mr. Raysor: A Bill to amend Chapter XXXII., Criminal Code, Volume 2, Code of Laws of South Carolina, 1902, regulating the sale of spirituous liquors.

Favorable.

Mr. EARLE presented the following amendment, asked that it be printed in the Journal, and that the Bill lie over for consideration tomorrow:

Amend Bill No. 24 by striking out all of said Bill after the enacting words and insert in lieu thereof the following:

Section 1. The Board of Directors of the State Dispensary are hereby abolished and the duties thereof devolved upon the State Dispenser and the Commission herein provided for.

Sec. 2. The State Dispenser shall advertise once a week for two weeks the quantity and quality of liquors required at the succeeding monthly purchase in some newspaper published within the State and invite sealed proposals for the same, which must be lodged with him six days before the day upon which the contracts are to be awarded, accompanied by a sample and certificate of analysis and a good and sufficient bond for the faithful compliance with the contract in case it may be awarded to the bidder. The State Dispenser shall allow no one to inspect any of the proposals or samples until they have been delivered to the Commission herein provided for. The contracts shall be awarded at 12 o'clock M., or as soon thereafter as practicable, on the second Tuesday of each month for the succeeding month, and

no contract shall be awarded or liquors purchased except as herein provided.

Sec. 3. Not more than five days before the day upon which the contracts for liquors are to be awarded the Governor shall appoint a Commission of three persons of good moral character and not addicted to the use of intoxicating liquors as a beverage, who shall not be suggested or recommended by any State or County officer or employee. Each person so appointed shall be required to serve, unless providentially prevented, or pay to the State the sum of one hundred dollars. They shall be paid ten dollars a day for not more than three days, and five cents a mile. Upon meeting, the said Commissioners shall take an oath that they have in no way been approached by any one interested in the proposed contracts or purchases, and to faithfully carry out the spirit of the law. No person shall be appointed more than once as a Commissioner as herein provided.

Sec. 4. The Governor and all persons shall keep secret the names of the persons appointed as Commissioners under this Act until they meet as such. Upon meeting they shall award the contracts to the lowest responsible bidder, considering commercial values. They may call to their assistance the State Chemist.

Sec. 5. In case a majority of the Commission shall fail to attend any meeting, the Governor, upon notice from a Commissioner or the State Dispenser, shall immediately appoint as many others as may be necessary, and appoint a day for the meeting as early as practicable until the contracts are awarded.

ADJOURNMENT.

Mr. McLEOD moved that when the Senate adjourn it adjourn to meet to-morrow at 11 A. M.

The motion was agreed to.

On motion of Mr. W. E. JOHNSON, the Senate, at 2 P. M., adjourned.

WEDNESDAY, JANUARY 11, 1905.

The Senate assembled at 11 A. M., the hour to which it stood adjourned, and was called to order by the PRESIDENT *pro tem*.

The roll was called, and, a quorum answering to their names, the PRESIDENT announced the Senate ready to proceed to business.

The proceedings were opened with prayer by the Rev. Walter I. Herbert, Chaplain.

The Clerk proceeded to read the Journal of yesterday, whereupon on motion of Mr. BLACK, the further reading of the Journal was dispensed with.

The PRESIDENT called for Petitions, Memorials, Presentments of Grand Juries and such like papers.

INTRODUCTION OF BILLS.

The following Bills and Resolutions were introduced, under suspension of Rule XXXVI.:

S. 152.—Mr. BRICE: A Bill to regulate the sale of cocaine, opium and morphine.

Read the first time and referred to the Committee on Medical Affairs.

S. 153.—Mr. HOOD: A Bill to amend Sub-division 2, of Section 2491, of Code of Laws of South Carolina, 1902, Vol. 1, reducing the time to prove wills or other form of law to two years.

Read the first time and referred to the Committee on Judiciary.

S. 154.—Mr. BATES: A Bill to abolish the office of Township Commisisoner in Barnwell County, and make the General Law as to County Government and assessment of property for taxation applicable therein.

Read the first time and ordered placed on the Calendar without reference.

S. 155.—Mr. BUTLER: A Bill to devolve the duties of the Board of Public Works for the town of Gaffney upon the Town Council and Treasurer and Clerk, and fixing the amount of bond of said Treasurer and Clerk at \$5,000.

Read the first time and ordered placed on the Calendar without reference.

S. 156.—Mr. HARDIN (by request): A Bill to repeal Article I., Chapter XXXIV., Title XI., being Sections 1529-1549, both inclusive, as now contained in Vol. 1 of the Code of Laws of South Carolina, 1902, relating to fertilizers and fertilizing materials, and to enact certain Sections in lieu thereof.

Read the first time and referred to the Committee on Agriculture.

S. 157.—Mr. HARDIN: A Bill to provide for the temporary borrowing by the County Treasurer of Chester County of certain funds and to direct the application of the same.

Read the first time and ordered placed on the Calendar without reference.

S. 158.—Mr. STACKHOUSE: A Joint Resolution (with a petition), to relieve James D. Montgomery, County Treasurer of Marion County, and the Ætna Indemnity Company, of Hartford, Connecticut, the surety on his official bond, from liability for paying certain school teachers' pay certificate on which the names of School Trustees were forged by G. Raymond Berry, late County Superintendent of Education for Marion County.

Read the first time and referred to the Committee on Judiciary.

S. 159.—Mr. CHRISTENSEN: A Concurrent Resolution in regard to the obstruction of Scriven's Ferry, in Beaufort County.

A CONCURRENT RESOLUTION.

Whereas, the Savannah River jetties built by the United States have caused the obstruction of Scriven's Ferry, in Beaufort County, by the filling in of Fig Island cut, thereby necessitating a detour of four miles and causing great hardship to all who travel this ancient and principal highway; and whereas, the said ferry is the only public ferry connecting Beaufort County with the State of Georgia and the only one within thirty miles, and the opening of said cut would not interfere with the jetty system, and would not involve a considerable expense; therefore, be it

Resolved by the Senate, the House of Representatives concurring, That the Senators and Representatives of this State in the Congress of the United States be requested to take up this matter with the War Department and secure the redress petitioned for. That a copy of this Resolution, signed by the presiding officers and Clerks of the two Houses, be transmitted by mail to the senior United States Senator from this State for submission by him to the delegation from this State in the Federal Congress for their valuable attention.

Ordered placed on the Calendar.

REPORTS OF COMMITTEES.

Mr. STACKHOUSE, from the Committee on Dispensary, submitted a report, without recommendation, on

S. 34.—Mr. Brice: A Bill to amend an Act entitled "An Act to amend Section 7 of an Act entitled An Act to provide for the election of the State Board of Control and to further regulate the sale, use, consumption, transportation and disposition of intoxicating liquors or liquids in this State, and prescribe further penalties for violation

of the Dispensary Law, and to police the same," approved February 25th, 1904.

Ordered for consideration to-morrow.

Mr. RAYSOR, from the Committee on Railroads and Internal Improvements, submitted an unfavorable report on

S. 53.—Mr. W. E. Johnson: A Bill to require companies operating trolley cars to provide separate compartments for white and colored passengers.

Ordered for consideration to-morrow.

Mr. BUTLER, from the Committee on Incorporations, submitted an unfavorable report on

S. 80.—Mr. Mauldin: A Joint Resolution to authorize corporations intending to furnish light, heat and power to the public, to condemn rights of way and other easements over the lands of others.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 82.—Mr. Butler: A Bill to punish the corrupt giving, offering, promising and receiving of gifts and gratuities.

Ordered for consideration to-morrow.

Mr. EARLE, from the Committee on Printing, submitted a favorable report, with amendments, on

S. 100.—Mr. Peurifoy: A Bill to amend Sections 3091 and 3092, Civil Code, 1902, relating to legal notices, by striking out word "Colleton."

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

H. 107 (24).—Mr. Colcock (by request): A Bill to finally dispose of all moneys in the State Treasury known as "Direct Tax Funds."

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted an unfavorable report on

S. 119.—Mr. Hood: A Bill to amend an Act entitled "An Act relating to the selection, drawing and summoning of jurors in the Circuit Courts of this State," approved the seventh day of February, 1902.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

H. 126 (28).—Mr. Mauldin: A Bill to repeal Section 489 of Criminal Code, 1902, Vol. 2, relating to County Auditor.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report, with amendments, on

S. 128.—Mr. W. E. Johnson: A Bill to make it a misdemeanor to speak to or utter in the presence of any person any vile or opprobrious language calculated to bring about a breach of the peace.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted an unfavorable report on

S. 130.—Mr. Mauldin: A Bill to prohibit the granting of hotel and beer privileges by the State Board of Control.

Ordered for consideration to-morrow.

Mr. BLACK, from the Committee on Medical Affairs, submitted a favorable report on

S. 131.—Mr. Williams: A Joint Resolution to authorize the State Board of Health of South Carolina, to negotiate with the U. S. Government to operate the State Quarantine Stations under certain conditions.

Ordered for consideration to-morrow.

Mr. RAYSOR, from the Committee on Railroads and Internal Improvements, submitted an unfavorable report on

S. 132.—Mr. Brown: A Bill to require all common carriers for hire to transport Sheriffs and their deputies free when on official business.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 134.—Mr. Hay: A Bill to provide for the resurvey and location of the boundary line between the Counties of Kershaw and Lancaster, in the State of South Carolina.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 135.—Mr. Mauldin: A Bill to give Magistrates jurisdiction to try and punish for the unlawful sale or barter of alcoholic liquors.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 139.—Mr. Hood: A Bill to amend Section 430, Vol. 1, Code of Laws of South Carolina, 1902, so as to further provide for the collection of taxes which have escaped assessment in any year.

Mr. HAY, from the Committee on Judiciary, submitted a **favorable** report on

S. 141.—Mr. Warren: A Bill to repeal Section 311 of the Civil Code of Laws of South Carolina.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a **favorable** report, with amendments, on

S. 143.—Mr. Christensen: A Bill to amend Sections 204 and 205 of the Criminal Code of Laws of South Carolina, prohibiting the issue and using of free passes.

Ordered for consideration to-morrow.

Report of the Committee to Examine into the Financial and Physical Condition of State Colleges. .

Ordered printed in the Journal.

The Report is as follows:

REPORT OF COMMITTEE TO EXAMINE CONDITION OF
STATE COLLEGES.

The Committee to Examine into the Financial and Physical Condition of State Colleges submitted the following report:

Columbia, S. C., January 24, 1905.

To the General Assembly of the State of South Carolina:

In compliance with an Act of the General Assembly entitled "An Act to examine into the expenditures of the appropriations for State educational institutions, and the conditions of the same, and report to the General Assembly," at the last session of the General Assembly the Speaker of the House of Representatives appointed as members of the Committee, provided under said Act, on the part of the House, Arthur Kibler of Newberry, and Robert Lide of Orangeburg; and the President of the Senate appointed, on the part of the Senate, P. L. Hardin of Chester. The Committee met in Columbia on the 5th day of December, 1904, in order to take up the work provided by the terms of the said Act. Senator P. L. Hardin was selected as Chairman of the Committee.

The Committee then proceeded to visit all of the State educational institutions, in the order in which they appear in the following report. Each member of the Committee gave careful and personal attention to the work required, and utilized such time in visiting the State Colleges as was necessary, in the opinion of the Committee, for a thorough and complete performance of the duties of the Committee.

SOUTH CAROLINA COLLEGE.

We first visited the South Carolina College, and President Benjamin Sloan received us with the utmost courtesy. Accompanied by him, we walked over the grounds, through the buildings, visited a number of classrooms, and he gave us every opportunity to fully learn the conditions of this institution.

This property is very valuable, and beautifully located. The buildings are old, and, while the equipment is not so new or modern as at some of the younger institutions, still there are ample arrangements for the comfort and convenience of the young men and instructors. There is an air of staid old age about the College, and even from an outside view one is truly impressed with the fact that

this College has a long and glorious history of usefulness to its credit.

The grounds are fairly well kept, but there is occasion for almost constant attention in order to keep up the general repairs. We visited some of the dormitory rooms. While the furnishings and arrangement is plain, still it is convenient and ample for the purposes.

INSTRUCTION.

The Faculty of this institution is a strong one, and the students are ably and carefully taught. The Normal Department is well attended, and the Normal scholarships that were recently established are proving popular and attractive. There are seventy-eight Normal students in attendance, from all of the Counties of the State. From the appropriation each student is paid \$5.00 per month for eight months towards his general expenses, and, in addition, his tuition is remitted to him. There remains a small balance on hand from the appropriation for the aid of the Normal students, occasioned by some of the beneficiary students dropping out from time to time from various causes.

STEWARD'S HALL.

This Hall is nicely fitted up, and is an attractive place. It seems to be a source of much care and anxiety to the management of the College. Owing to the increased cost of provisions, it became necessary to advance the board, some time back, from \$10.00 per month to \$11.00 per month. This College does not have the advantage of a college farm to help out in the matter of feeding the students. It is optional with the students whether or not they will board at the Steward's Hall. At the date of our visit 103 students boarded at this place. On September 28th last there were 143 boarding at the Steward's Hall, and on November 15th, 137. Some dropped out on account of the advance in the cost of board. The lady in charge seems capable. We think it would be well for some means to be adopted, if possible, to induce a larger proportion of the students of the College to take their meals at the Steward's Hall. The building is there for the benefit of the students, and it would appear that a lower rate of board could be secured by a larger number of students taking their meals at the Steward's Hall.

EQUIPMENT.

The report of this Committee last year recommended that a safe be secured for preserving the books and records. This has been

done, and we think that it was a good investment. The arrangement for heating the Library could possibly be improved for the safety of the building.

BUILDINGS AND GROUNDS.

It is probable that it would prove both economical in the end, and very advantageous, for the building now used for the Infirmary to be utilized for other purposes, and a new infirmary to be erected in some other portion of the grounds.

There is ample space on the lands of the College for many improvements, if there were only sufficient funds available for this purpose. It seems almost a pity that several of the valuable vacant lots belonging to the College could not be utilized for some practical purpose. We simply call this matter to the attention of the General Assembly in order that they may consider whether any action to this end is desirable.

INSURANCE.

The insurance on the College property is written by the Columbia agents in regularly licensed Companies, and it is carefully looked after.

STUDENTS.

There were 269 students enrolled at the College on the date of our visit. Of this number eighty-one paid tuition, some of the others being Normal students, and the others securing remission of the tuition charges under the rules of the institution.

The student-body was divided as follows: Normal, 78; Law, 27; Special, 29; Freshman, 53; Sophomore, 30; Junior, 27, and Senior, 25.

FINANCES.

The receipts and expenditures for the year, from December 1, 1903, to December 1, 1904, were as follows:

Receipts.

December, 1903..	\$3,511 63
January, 1904..	183 36
February, 1904..	6,631 38
March, 1904..	4,249 09
April, 1904..	3,551 85
May, 1904..	3,796 06
June, 1904..	3,385 92

July, 1904..	\$2,838 19	
August, 1904..	3,613 10	
September, 1904..	2,015 00	
October, 1904..	1,248 50	
November, 1904..	3,298 40	
	<hr/>	\$38,322 48
Balance November 30, 1903..		645 80
		<hr/>
Total..		\$38,968 28

Expenditures.

December, 1903..	\$3,869 12	
January, 1904..	2,558 87	
February, 1904..	2,832 58	
March, 1904..	3,272 78	
April, 1904..	3,421 10	
May, 1904..	2,946 69	
June, 1904..	3,118 67	
July, 1904..	2,836 19	
August, 1904..	3,473 10	
September, 1904..	2,880 66	
October, 1904..	3,058 95	
November, 1904..	4,029 07	
	<hr/>	\$38,297 78
Balance December 1, 1904..		670 50
		<hr/>
Total..		\$38,968 28

At the date of our visit there remained of the 1904 appropriation by the State \$4,794.35 still undrawn, which will be used for the expenses of the College until the appropriation for 1905 becomes available.

The income of the College during the period of our examination came from the following sources: State appropriation, \$30,350.85; tuition, \$2,662.01; term fees, \$2,600.50; diploma fees, \$92.00; room and light fees, \$1,214.21; electric light fees, \$276.04; Infirmary board, \$252.60; miscellaneous, \$874.27; balance on hand December 1, 1903, \$645.80.

Among the expenditures, which amounted to \$38,297.78, are the following classifications: Salaries, \$29,254.64; wages, \$1,367.75; general expenses, \$1,283.42; repairs, \$1,504.79; Infirmary, \$891.53;

fuel and lights, \$788.42; advertising, \$408.05; printing and postage, \$519.66; Trustees' expenses, \$202.26; Library, \$637.44, and a few other items.

SALARIES.

The following is a statement of the names of the officers and teachers of the College, together with the amount of salaries in force December 1, 1904:

President Benjamin Sloan.. . . .	\$2,500 00
Professor W. B. Burney.. . . .	1,900 00
Professor E. S. Joynes.. . . .	1,900 00
Professor J. D. Pope.. . . .	1,400 00
Professor J. W. Flinn.. . . .	1,900 00
Professor P. Wardlaw.. . . .	1,900 00
Professor C. W. Bain.. . . .	1,900 00
Professor F. H. Colcock.. . . .	1,900 00
Professor A. C. Moore.. . . .	1,900 00
Professor G. A. Wauchope.. . . .	1,900 00
Professor G. B. Moore.. . . .	1,900 00
Professor E. L. Green.. . . .	1,200 00
Professor M. H. Moore.. . . .	1,200 00
Professor H. C. Davis.. . . .	1,200 00
Instructor A. C. Carson.. . . .	800 00
Instructor H. L. Spahr.. . . .	800 00
Instructor G. McCutcheon.. . . .	800 00
Practice School.. . . .	360 00
Miss M. H. Rion, Librarian.. . . .	600 00
Miss M. H. Rion, Treasurer.. . . .	375 00
Miss M. LeConte, Assistant Librarian.. . . .	420 00
M. C. Dyches, Marshal.. . . .	600 00
E. McCarthy, Director of Gymnasium.. . . .	600 00
Mrs. A. Madden, Matron Infirmary.. . . .	420 00
W. M. Scott (Student), Bellringer.. . . .	75 00
Miss I. H. Davis, President's Clerk.. . . .	300 00
Total Salaries.. . . .	\$30,750 00

WINTHROP NORMAL AND INDUSTRIAL COLLEGE.

We found Professor James P. Kinard in charge of the institution in the absence of President D. B. Johnson, who had been in the North for several months for treatment for his health. Since our

visit to Winthrop College in December, we have been advised by President Johnson that he has returned to his work at the College very much improved in health. This news was received by us with much gratification. Professor Kinard received the members of the Committee most cordially, and extended us every courtesy. We found him a capable assistant to President Johnson, and the College has not suffered while in his charge. Winthrop College is well and thoroughly managed in a businesslike and practical manner. All details receive necessary attention.

BUSINESS DEPARTMENT.

Mr. R. B. Cunningham, who has charge of the business office of the College, gave us every facility for making an examination of the accounts and books of the College. His system of bookkeeping and securing and filing all vouchers for expenditures is exceedingly practical and convenient. We think that more uniformity in the methods of making out these vouchers and preserving them would be advantageous to the business departments of the various Colleges. While all of the books and vouchers were found by us to be correct and carefully kept at each of the Colleges, we think that a uniform adoption of the form of vouchers used at Winthrop would be desirable. Mr. Cunningham will furnish copies of his forms upon request, and a general uniform system would prove convenient. The system at Clemson is very similar to that at Winthrop; while several of the Colleges are required to file their vouchers with the Comptroller-General in Columbia. This matter should receive attention in order to secure uniformity.

FINANCES.

Receipts.

Balance on hand, December 1, 1903.. . . .	\$12,441 53
December, 1903—	
State Appropriation.. . . .	\$8,403 47
Other Sources.. . . .	1,957 16
January, 1904—	
State Appropriation.. . . .	
Other Sources.. . . .	6,854 81
February, 1904—	
State Appropriation.. . . .	465 67
Other Sources.. . . .	10,474 33

March, 1904—	
State Appropriation..	\$8,850 00
Other Sources..	2,869 55
April, 1904—	
State Appropriation..	5,869 69
Other Sources..	4,709 83
May, 1904—	
State Appropriation..	4,873 87
Other Sources..	773 81
June, 1904—	
State Appropriation..	6,607 72
Other Sources..	810 52
July, 1904—	
State Appropriation..	1,401 82
Other Sources..	508 25
August, 1904—	
State Appropriation..	4,468 85
Other Sources..	478 33
September, 1904—	
State Appropriation..	639 78
Other Sources..	19,012 21
October, 1904—	
State Appropriation..	6,062 40
Other Sources..	2,920 08
November, 1904—	
State Appropriation..	5,043 46
Other Sources..	982 30
	<hr/>
	\$105,037 91
Total..	
	<hr/>
	\$117,479 44

Disbursements.

December, 1903..	\$10,304 72
January, 1904..	8,301 14
February, 1904..	9,128 76
March, 1904..	13,462 43
April, 1904..	12,363 45
May, 1904..	10,742 13
June, 1904..	10,657 78
July, 1904..	2,635 30

August, 1904..	\$5,100 93
September, 1904..	3,449 15
October, 1904..	11,198 66
November, 1904..	11,035 98
	<hr/> \$108,380 43
Balance on hand December 1, 1904. . .	\$9,099 01

The balance on hand on December 1, 1904, of \$9,099.01, together with such funds as may be derived from other sources, will be used towards the necessary College expenses until the appropriation of 1905 is available. The above statement of receipts includes every income of the College—State appropriation, amounts paid by students for board, tuition, fees, etc. To determine the total cost per student, the amount of expenditures for the year may be divided by 477, the number of students enrolled on the date of our visit to the College. The charge of \$10.00 per month for board to each student is very reasonable, especially when it is taken into consideration that it includes meals, lodging, laundry, lights, fuel, etc.

It may be of interest to state that of the receipts \$5,449.75 came from the music scholars, and \$222.00 from the elocution and art students. For ordinary tuition only \$2,820.00 was collected during the year.

The students are charged especially for the courses in Music, Elocution, and Art, which accounts for the large income from tuition for those courses. It will appear that there are only about seventy students who pay regular tuition; the others are either beneficiaries or are exempted under the rules. A few students are taking special courses, and they only pay tuition for such.

The teachers who board in the dormitories are charged the same therefor as are the students.

SALARIES.

The salaries of the officers, teachers, and employees, as fixed for the present session, are as follows:

D. B. Johnson..	\$2,500 00
J. W. Thomson..	1,700 00
J. P. Kinard..	1,700 00
W. F. Moncreiff..	1,700 00
T. O. Mabry..	1,400 00
A. O. Bauer..	1,700 00

*Teacher of Latin.. . . .	\$800 00
Miss A. L. Cole.. . . .	800 00
Miss M. A. Leonard.. . . .	800 00
Miss E. E. Lumpkin.. . . .	800 00
Miss E. S. Whaley.. . . .	800 00
Mrs. B. W. Birdsall.. . . .	800 00
Miss Julia L. Cole.. . . .	800 00
Miss C. A. Mulligan.. . . .	800 00
Miss Jessie I. Whitham.. . . .	800 00
Miss M. F. Wickliffe.. . . .	800 00
Miss M. G. Pope.. . . .	600 00
Miss A. A. Dunbar.. . . .	600 00
Miss A. M. Page.. . . .	700 00
Miss B. A. Macmillan.. . . .	500 00
Miss F. A. McCormick.. . . .	600 00
Miss F. Watkins.. . . .	500 00
Miss M. Brunson.. . . .	600 00
Miss M. M. Douglas.. . . .	500 00
Miss N. J. Gookin.. . . .	500 00
Miss F. Evans.. . . .	600 00
Miss C. Stevens.. . . .	600 00
Miss L. B. Able.. . . .	600 00
Miss P. Jones.. . . .	600 00
Miss L. M. Ryder.. . . .	700 00
Miss A. V. McArthur.. . . .	500 00
Miss A. C. Burgess.. . . .	350 00
Miss Gene Schutt.. . . .	500 00
Miss Sarah Withers.. . . .	800 00
Miss L. A. Russell.. . . .	600 00
Miss S. I. Grant.. . . .	600 00
Miss Susie Battle.. . . .	350 00
Miss M. Macfeat.. . . .	800 00
Mrs. J. K. Cochran.. . . .	800 00
Mrs. L. McK. Richards.. . . .	500 00
Mrs. A. B. O'Bryan.. . . .	800 00
Dr. L. R. Hirschmann.. . . .	800 00
Miss E. N. Smith.. . . .	400 00
Miss N. Wysor.. . . .	800 00

* Miss Maud Martin is serving temporarily in place made vacant by the recent death of Miss Anna Lichtenwanger.

Miss Ida Dacus..	\$500 00
Miss J. W. Ervin..	180 00
R. B. Cunningham..	1,200 00
H. B. Buist..	1,200 00
George B. Green..	900 00
J. R. Poag..	600 00
Miss Hannah Neel..	225 00
Miss Janie Black..	195 00
Miss Lois Crawford..	108 00
Miss M. Parker..	135 00
Miss M. Moore..	135 00
	<hr/>
	\$40,878 00

COLLEGE FARM.

Mr. H. B. Buist, the Superintendent of the College Farm, accompanied us on our visit to the Farm, and gave us the opportunity for a thorough inspection. He furnished us with the following inventory of the Farm assets:

6 mules, at \$200..	\$1,200 00
55 milch cows, at \$45..	2,475 00
100 hogs, at \$10..	1,000 00
35 beef cattle, at \$30..	1,050 00
150 tons ensilage, at \$4..	600 00
150 tons hay, at \$10..	1,500 00
1,600 bushels corn, at 75c..	1,200 00
Farm equipment, wagons, plows, and other implements..	1,000 00
	<hr/>
Total..	\$10,025 00

The Farm consists of 144 acres of land, and was purchased about twelve years ago at a cost of \$20.00 per acre. Considerable improvements in buildings, etc., have been made since, at a cost of from \$4,000.00 to \$5,000.00. Its present value is estimated at \$12,000.00.

An account of all farm expenses is kept, as is credit given the Farm for all products furnished the College, and the accounts are kept just as if the supplies from the Farm were purchased from outside.

The following statement of the Farm account was furnished us by the Superintendent:

FINANCIAL STATEMENT OF WINTHROP COLLEGE FARM,
JUNE 1, 1903, TO JUNE 1, 1904.

Dr.

To Beef Cattle bought..	\$5,056 98
To Feedstuff, Seed, and Fertilizers Bought	3,965 55
To Labor, Account Farm..	\$982 66
To Labor, Account Dairy..	1,067 27
	<hr/>
	2,049 93
To Salary Foreman..	540 00
To Salary Superintendent..	600 00
To Slops, seven months, at \$9.00..	63 00
To 27½ Cords of Wood from Powerhouse, at \$2.25.. . . .	61 88
To 20 Gals. Kerosene from Powerhouse, at 13½c.. . . .	2 70
To 18 Gals. Machine Oil from Powerhouse, at 25c.. . . .	4 50
To Mules..	575 00
To Milch Cows..	302 17
	<hr/>
Total Expense..	\$13,221 71

PRODUCTS FROM THE FARM.

Cr.

By 74,528 Pounds Net Beef, at 7c..	\$5,216 96
By 8,393 Pounds Net Pork, at 9c..	755 37
By 11,655 Pounds Butter, at 23c..	2,680 65
By 5,292 Gallons Whole Milk, at 20c..	1,058 40
By 10,508 Gallons Skim Milk, at 10c..	1,050 80
By 1,100 Gallons Buttermilk, at 8c..	88 00
By 44½ Gallons Cream, at \$1.00	44 50
By Vegetables and Berries Supplied College..	382 38
By Canned Peaches, Pears, etc..	318 74
By Supplies to Summer School..	518 05
By Hauling Freight, Wood, and Coal..	110 00
By Hides, Calves, etc., Sold and Cash Paid to College.. .	987 61
	<hr/>
Total	\$13,211 46

The Farm is undoubtedly a great convenience to the College. It would prove a very difficult matter for the management to secure a constant supply of fresh milk and butter, meats, fruits, vegetables,

etc., were it not for the Farm. The products furnished the College from the Farm are the very best, and the values named in the foregoing account are exceedingly reasonable for the quality furnished. We dined at the College during our visit, and found the butter and articles of that class as good as could be obtained anywhere.

LABOR.

There seems to be some difficulty in obtaining steady labor on the College Farm, and we believe that it would be economy in the end for the General Assembly to allow twelve convicts, or more, to the College to work on the Farm, and in the improvement and keeping up of the College grounds. It would assure a steady supply of labor, and would prove, no doubt, a great saving to the institution. From time to time there is a great deal of work to be done on the campus, and this could be done largely by the convicts, if they are given to the College.

BUILDINGS AND GROUNDS.

The buildings are well kept, and everything has the appearance of receiving watchful attention from a vigilant management. We visited the halls, classrooms, dormitories, infirmary, dining-room, kitchen, storage-rooms, laundry, heating plant, and found all neat and well kept.

The appropriation of \$3,000.00, made by the General Assembly last year for painting the buildings, has been well spent. The work had not been entirely completed at the time of our visit, but it had progressed far enough to enable us to appreciate the improvement. The work has been well done, and the contract was let at exceedingly reasonable figures for the complete job. The buildings are well equipped with water supply and hose, on each floor, for use in case of fire, and there is a rope fire escape on hand at every window in the dormitories that does not open on an outside veranda. From each porch there is a ladder escape for use in case of fire. During the night there is a watchman in constant attendance. Hence it appears that ample precautions have been taken for the safety of the girls in case of fire.

We would like very much to see several modern cottages erected on a portion of the campus for the use of some of the members of the faculty and their families. They now rent houses in the city of Rock Hill; while it would be more convenient, both to them and

for the College, if they could be located nearer the institution. There is ample room on the campus for a few dwellings of the character desired.

INSURANCE.

There has been no change in the insurance since last year. The present policies are in regularly licensed companies, and were taken out in 1902 for three years. The policies will expire in August, 1905, and we recommend that the necessary appropriation be made for the renewal of this insurance; and the policies should be increased, for the present insurance is much under the actual value of the property at risk.

RELIGIOUS CARE.

On Sunday mornings the students may attend services at any of the churches in Rock Hill, and they are accompanied by certain of the teachers. Every Sunday evening religious services are held in the College Chapel for the benefit of the students, and attendance at these evening services is compulsory. They are conducted by the ministers in charge of the various churches in Rock Hill, and they take turn about in conducting them, in accordance with an arrangement made early in the session. This is an excellent plan.

There is a Y. W. C. A. organization at the College, which is in charge of the students, and excellent work is done along spiritual lines.

INSTRUCTION AND TRAINING.

Winthrop is an institution that the people of South Carolina may well view with pardonable pride. It is accomplishing a great work. The young ladies are well cared for, and everything pertaining to their necessary comfort and training is well looked after. The health of the students is given close attention. The instructors are polished and genteel, and an air of brightness and cheerfulness pervades the entire institution. Everything seems to move along with the regularity of clockwork, and every one appeared to have something to do to keep up with the general harmony of things.

We were much interested in many of the courses of instruction and the modern methods in use. While the arts and music, as well as a complete literary course, are taught by the best of instructors, the most practical affairs of life are given closest attention. Cooking, dressmaking, sewing, millinery work, typewriting, and stenography are thoroughly taught. The manual training department, which is being developed after the methods that have become popular in

many of the Northern institutions, attracted our attention especially. This department is apparently popular with the girls. Light wood-work is done, and the girls are taught the use of the simpler tools. Basketry, weaving, and textile work is taught them, while wood carving is taught, and a number of useful articles can be made by a little effort on the part of the young ladies with simple, light tools at the neat work-benches.

Should we attempt to describe further many things that were of interest to us at Winthrop this report would be protracted far too long, for there is much to see and learn from a visit to that beehive of industry, where the girls of South Carolina are being so well trained by the aid of the State.

CLEMSON AGRICULTURAL AND MECHANICAL COLLEGE.

Your Committee visited Clemson College, and were met and very kindly treated by the President, Dr. P. H. Mell, the professors in the different departments, and the officers who are connected with the institution. We may say that there was no apparent effort on the part of anyone to withhold from the Committee anything that would be of use in making a close examination, in fact there was an urgent demand on the part of both officers and teachers that there should be a thorough examination of every department in all of its details. We were glad to see this feeling existing among those in authority, because it shows that they do not feel that they have any right to keep from the General Assembly any information that it should have. In the short time that we were at Clemson it was impossible that we should minutely inspect every department of the institution, but we gave our time to such subjects as we thought would be of most importance to the General Assembly.

FINANCES.

The finances of an institution should properly be considered as the most important part for the General Assembly to consider, for a board of trustees can run an institution when it has plenty of money to do it with; and, in this respect, the Board of Trustees of Clemson College is fairly well taken care of. When we speak of the finances, we wish here to commend most heartily the splendid work of the Treasurer and his bookkeeper. We examined the vouchers where nearly \$200,000.00 had been spent for all purposes, and

there was not an error of so much as one cent. This, we think, is a pretty good record. Every item is in its proper place, and it was not difficult to find anything that was needed. If there is an expenditure here of a good deal of money, and no doubt there is, still every cent of it can be accounted for.

The principal source of income at Clemson College is from what is known as the "Tag Tax," paid by the different fertilizer companies doing business in the State. The tax, as is well known, is twenty-five cents on every ton of fertilizers sold in the State, which tax is for *inspection* purposes. There are other sources also; such as the Morrill Fund, amounting to \$12,500, given by the United States Government; the Land Scrip, also given by the United States Government; interest on the Clemson Bequest, and smaller amounts from other sources which appear below.

The receipts and expenditures for the year beginning December 1, 1903, by months, is as follows:

Balance on hand December 1, 1903.. . . .	\$5,610 02	
December, 1903—		
Tag Tax.. . . .	4,000 00	
Tuition Fees.. . . .	50 00	
	<hr/>	\$9,660 02
January, 1904—		
Tag Tax	\$19,500 00	
Tuition Fees.. . . .	460 00	
Clemson Bequest	1,756 18	
Land Scrip	2,877 00	
Products Dairy Herd.. . . .	768 71	
Sale of Farm Products	145 50	
Interest on Deposits.. . . .	384 24	
	<hr/>	\$25,891 13
February, 1904—		
Tag Tax	\$48,000 00	
Tuition Fees.. . . .	360 00	
Products Dairy Herd	230 26	
Electric Plant.. . . .	274 57	
From Rents.. . . .	70 00	
	<hr/>	\$48,934 83

March, 1904—

Tag Tax	\$25,000 00	
Tuition Fees	30 00	
Rents	30 00	
Products Dairy Herd	620 73	
	<hr/>	\$25,680 73

April, 1904—

Tuition Fees	\$650 00	
	<hr/>	\$650 00

May, 1904—

Tag Tax	\$9,761 15	
	<hr/>	\$9,761 15

June, 1904—

Interest on Deposits	\$732 46	
Electric Plant	283 24	
Farm Products	701 47	
Dairy Herd	1,089 48	
Rents	100 00	
Other Sources	108 75	
	<hr/>	\$3,015 40

July, 1904—

Interest on Deposits	\$283 19	
Clemson Bequest	1,756 18	
Land Scrip	2,877 00	
Other Sources	543 29	
	<hr/>	\$5,459 66

August, 1904—

Morrill Fund	\$12,500 00	
	<hr/>	\$12,500 00

September, 1904—

Tuition Fees	\$740 00	
	<hr/>	\$740 00

October, 1904—

Tuition Fees	\$80 00	
Interest on Deposits	283 97	
Tag Tax	2,188 00	
	<hr/>	\$2,551 97

November, 1904—

Tuition Fees	\$750 00	
Insurance on Property Burned	850 00	
Other Sources	293 75	
		<hr/>
		\$1,893 75
Total Receipts		<hr/>
		\$147,196 39

Expenditures.

December, 1903—For All Purposes	\$12,322 14	
January, 1904—For All Purposes	13,988 67	
February, 1904—For All Purposes	12,793 19	
March, 1904—For All Purposes	9,969 12	
April, 1904—For All Purposes	16,206 26	
May, 1904—For All Purposes	12,813 24	
June, 1904—For All Purposes	16,931 17	
July, 1904—For All Purposes	13,647 74	
August, 1904—For All Purposes	17,644 76	
September, 1904—For All Purposes	15,624 76	
October, 1904—For All Purposes	10,457 63	
November, 1904—For All Purposes	11,469 35	
		<hr/>
		\$163,868 03

Deficiency on Day of Our Visit	\$16,671 64
Total Tag Tax for Year Amounts to	\$108,449 15

Clemson College, therefore, was in *debt* on the day of our visit. This deficit was caused by the building of the Agricultural Hall, at a cost of about \$52,000, and by the payment made to beneficiary cadets in compliance with an Act of the last General Assembly.

CADET FUND.

This includes board, washing, heat, light, water, and everything else, except tuition, and is paid by the students. This is an additional fund to the one already given.

Receipts.

Balance on Hand December 1, 1903	\$13,043 82
January, 1904	\$4,148 83
December, 1903	645 32
February, 1904	4,729 11

March, 1904..	\$848 12	
April, 1904..	6,902 37	
May, 1904..	77 86	
June, 1904..	575 77	
August, 1904..	711 16	
September, 1904..	23,273 65	
October, 1904..	2,183 80	
November, 1904..	7,128 44	
	<hr/>	\$51,224 43
Total		\$64,268 25

Disbursements.

December, 1903..	\$3,560 53	
January, 1904..	4,614 51	
February, 1904..	4,977 25	
March, 1904..	5,088 85	
April, 1904..	5,128 39	
May, 1904..	4,402 76	
June, 1904..	3,323 15	
July, 1904..	914 70	
August, 1904	1,765 84	
September, 1904..	3,561 32	
October, 1904..	3,855 41	
November, 1904..	3,684 15	
	<hr/>	\$44,876 86
Balance on Hand December 1, 1904..		\$19,391 39

THE FARM.

The Farm is under the immediate direction of Mr. J. P. Lewis, and he is a most efficient man for the place. It would be difficult to find one better than he, as he has made all out of it that might be expected. Proceeds for the year, as given us by Mr. Lewis, follow:

Crops Harvested in 1904 from College Farm.

3,800 Bushels of Corn, at 75c..	\$2,750 00
83 Tons of Hay, at \$12.00	996 00
150 Tons of Corn Stover, at \$4.00	600 00
12,000 Bundles of Fodder, at \$15.00.. . .	180 00

420 Tons of Ensilage, at \$3.00.. . . .	\$1,260 00	
50 Bushels of Sorghum Seed, at 75c.. . . .	37 50	
10 Acres of Forage Crops for Cows.. . . .	60 00	
Vegetables Furnished Barracks.. . . .	428 00	
Vegetables Furnished Convicts.. . . .	125 00	
70 Hogs, 10,860 Pounds, at 6c., for Barracks	651 00	
31 Hogs, 4,340 Pounds, at 6c., for Convicts	260 40	
50 Pigs Sold, at \$2.50 (Cash).. . . .	125 00	
117 Hogs on Hand.. . . .	664 00	
		<hr/>
		\$8,137 50
Cash Advanced Farm Hostler.. . . .	\$204 00	
Fertilizers.. . . .	500 00	
Seeds.. . . .	50 00	
Blacksmith and Repairs.. . . .	75 00	
Tools.. . . .	100 00	
Feed for 12 Mules from Farm.. . . .	1,014 60	
2,700 Days' Convict Labor.. . . .	1,350 00	
Salary Superintendent.. . . .	1,200 00	
		<hr/>
		\$6,193 60
Profit.. . . .		<hr/>
		\$1,943 90

He also has charge of the Dairy Herd, which consists of: Forty-seven milch cows, twenty-five dry cows, sixteen calves, one Holstein bull, and one Guernsey bull.

Fifteen cows were burned in the barn.

EXPENSES OF THE DAIRY HERD.

Cash advanced for meal and bran.. . . .	\$1,800 00
60 Tons hay furnished from Farm.. . . .	720 00
80 Tons of stover furnished from Farm.. . . .	320 00
220 Tons of ensilage furnished from Farm.. . . .	660 00
10 Acres of green feed.. . . .	60 00
Feed for one horse used by Farm herd.. . . .	87 00
Labor milking and feeding.. . . .	325 00
	<hr/>
	\$3,972 00

Credit by 33,750 gallons of milk to Dairy, at	
20 cents.	\$6,750 00
12 Calves sold for cash.	57 00
16 Calves, increase in herd, at \$5.00.	80 00
	<hr/>
	\$6,887 00
Profit.	\$2,915 00
	<hr/>
	\$6,887 00

From the Farm and Dairy Herd the Barracks were supplied with	
Vegetables, worth about	\$428 00
Pork.	651 60
Milk.	6,750 00
	<hr/>
Total	\$7,829 60

In addition to the receipts already enumerated, the Hatch Fund, amounting to \$15,000.00, is given by the United States Government for agricultural purposes. More than one-half of this amount is used in paying teachers.

We can now get at something like the total cost of a student at Clemson College, disbursements from all funds considered. There were in attendance on the day of our visit 610 students, which will be a fair average for the session of nine months.

Disbursements from Cadet Fund.	\$44,876 86
General Fund, \$163,868.03 (less \$42,140.51 on account	
Agricultural Hall, and \$900.32 Waterworks)	120,828 20
From the Farm and Dairy Herd.	7,829 60
From Hatch Fund to pay teachers in agriculture, about	7,500 00
	<hr/>
	\$181,034 66

Divide this amount by 610, number of students in attendance, and we have the approximate cost of a student at Clemson College, \$313.17 per year.

WHAT IT COSTS A STUDENT.

Board and laundry, \$7.50 per month, 9 months.	\$67 50
Hospital, per year.	5 00
Incidental Fee.	5 00
Breakage (which is returned if nothing is broken).	3 00

Uniform.. . . .	\$22 50
Tuition (if he is able to pay it).. . . .	40 00
Books, about.. . . .	10 00
	<hr/>
	\$153 00

This is a very moderate cost, and no college of similar standing can show a less cost to the student. Let us remember, however, that Clemson College has a very large income from other sources, and were it not for this the cost to a student would be fully as much as at other colleges. Certainly it would be nothing less when we consider the very large expenditures of the institution as pointed out in this report.

Students in attendance on day of our visit.. . . .	610
Number students enrolled.. . . .	648
Number actually paying tuition.. . . .	75
Turned off for want of room.. . . .	75

SALARIES OF TEACHERS AND OFFICERS.

Name.	Annual.	Monthly.	
		Paid by Station.	Paid by College.
P. H. E. Sloan.. . . .	\$1,200 00		\$100 00
John N. Hook.. . . .	950 00	\$75 00	4 16
J. P. Lewis.. . . .	1,200 00		100 00
G. Shanklin	1,200 00		100 00
J. S. Pickett	800 00	66 66	
Burns Gillerson.. . . .	600 00	25 00	25 00
B. H. Rawl.. . . .	900 00	37 50	37 50
W. D. Garrison	840 00		70 00
P. H. Mell.. . . .	3,000 00	83 33	166 66
H. M. Stackhouse	1,200 00		100 00
C. C. McDonald.. . . .	1,200 00		100 00
B. F. Robertson.. . . .	1,200 00		100 00
D. H. Henry	900 00		75 00
J. S. Newman.. . . .	2,000 00	83 33	83 33
H. H. Calhoun	1,750 00		145 83
L. A. Klein.. . . .	1,500 00	62 50	62 50
C. E. Chambliss.. . . .	1,500 00	62 50	62 50
C. C. Newman.. . . .	1,500 00	62 50	62 50
H. Metcalf.. . . .	1,500 00	62 50	62 50

Name.	Annual.	Monthly.	
		Paid by Station.	Paid by College.
H. Benton..	\$1,200 00	\$50 00	\$50 00
A. S. Shealy	900 00		75 00
W. M. Riggs	2,000 00		166 66
T. G. Poats..	1,500 00		125 00
S. B. Earle..	1,500 00		125 00
C. B. Griswold.. . . .	1,200 00		100 00
W. W. Klugh..	1,200 00		100 00
R. E. Lee..	1,500 00		125 00
C. S. Wright..	1,200 00		100 00
J. H. M. Beaty.. . . .	2,000 00		166 66
F. D. Frissell..	1,500 00		125 00
J. H. James..	1,200 00		100 00
J. H. Hook..	1,200 00		100 00
John W. Gantt	800 00*		66 66
S. T. Howard..	700 00		58 33
B. M. Parker..	900 00		75 00
F. T. Dargan..	1,200 00		100 00
M. E. Bradley..	900 00		75 00
A. B. Bryan..	1,200 00		100 00
C. M. Furman	1,750 00		145 83
J. S. McLucas..	1,200 00		100 00
T. W. Keitt..	1,200 00		100 00
D. W. Daniel..	1,200 00		100 00
P. T. Brodie..	1,750 00		145 83
S. W. Reaves..	1,200 00		100 00
J. E. Hunter	900 00		75 00
S. M. Martin	1,200 00		100 00
H. Houston	1,200 00		100 00
M. B. Hardin..	2,500 00	41 66	166 66
R. N. Brackett	1,500 00	25 00	100 00
F. S. Shiver..	1,350 00	62 50	50 00
F. C. Atkinson.. . . .	900 00		75 00
W. S. Morrison.. . . .	1,750 00		145 83
George E. Taylor.. . . .	1,200 00		100 00
Miss M. B. Wannamaker ..	540 00		45 00
Miss S. H. Sloan.. . . .	600 00		50 00
J. S. Goodman..	280 00		23 33
Miss V. Norris..		40 00	

Name.	Annual.	Monthly.	
		Paid by Station.	Paid by College.
C. D. Clay			\$50 00
CADET FUND.			
A. M. Redfearn	\$1,350 00		\$112 50
J. S. Goodman	720 00		60 00
A. Schilletter	1,200 00		100 00
		<hr/>	
		\$76,230 00	

As to whether there are too many drawing salaries at Clemson, and as to the amount of the salaries, we must let the General Assembly determine. We give the facts as we find them. It does seem to us, however, that there should be a limit, and, in our opinion, that limit has been reached.

PERMANENT IMPROVEMENTS.

There was expended during the year for permanent improvements as follows:

Completion of Agricultural Hall	\$43,040 83
Improvement in Waterworks	900 32
<hr/>	
\$43,941 15	

One new cottage for a professor is now building, and will cost about \$800.00.

During the year one barn, worth about \$1,000.00, was destroyed by fire, and fifteen cows were burned, but the losses were nearly covered by insurance.

We are pleased to know that the insurance of property is carefully attended to, and losses by fire, which will probably occur in the future, as they have in the past, will not be a very serious money loss to the institution.

INSTRUCTION.

The boy who goes to Clemson College will find that he is in charge of men well fitted for the different positions which they fill. If he wants to take a course in Mechanics, Chemistry, Electricity, and kindred subjects, or, we might say, the natural sciences. he will

find Clemson the very place for him. In fact, we very much doubt if he can find a better place in the South.

We are glad to say also that Agriculture is likely to be given more attention in the classroom in the future. This result will be accomplished to some extent by an Act of the last session of the General Assembly, providing for 124 beneficiary scholarships, and the preference to be given to those boys who wish to take the Agricultural Course.

In the matter of instruction, we feel that there is yet something wanting at the College. Either French, German, or Latin should be taught, and perhaps all three if possible. This matter should receive the attention of the Board of Trustees without further delay.

CARE OF BUILDINGS AND GROUNDS.

Everything is well cared for at the College. Nothing is done in a careless or indifferent manner. The visitor will be struck with the neat appearance of everything in the buildings and on the grounds. This is due largely to the energy and zeal of the President.

DISCIPLINE.

To govern 600 boys requires the very best thought and care. To do this requires military discipline, and we find this at Clemson. Capt. C. D. Clay, of Kentucky, a grandson of the immortal Henry Clay, has charge of the Military Department of the College, and no better man could be found for this work. He has served for a number of years in the United States Army, and knows what obedience means. As a result of the thorough work here, the boys are easily controlled.

While the military feature should be very prominent, work in this line is severely hampered for the want of a suitable drillground. This defect should be remedied at once.

BARRACKS.

In the Barracks there are accommodations for about 600 boys. These buildings, three stories high, are neat and comfortable. Everything is kept in the best order. We feel, however, that there is one want to be supplied here, and this should have been attended to long ago. On the second and third floors fire-escapes should be provided in case an accident in the way of a fire should occur. It

would not cost much to get them, and they should be supplied at once. No one may be burned to death by fire here, but to be on the safe side fire-escapes should be put into the Barracks.

GENERAL CARE OF STUDENTS.

The proper care is given to the students. Should they be sick, there is a hospital here, and a good physician on hand. The religious and moral training of the students is also well attended to. A minister of some denomination preaches in the College every Sunday morning, which is very thoughtful on the part of the management.

As to board at the College, this is as good as could be expected. Your Committee were invited to dine with the boys, and found the meals well prepared and in abundance. The best of order is maintained in the dining-hall.

THE FARM.

Unfortunately for South Carolina, Clemson College has been located in a section where it is impossible to demonstrate to a student or a visitor what can be done with a farm. There is very little land owned by the College that is at all fitted for farming purposes. It is true that there are about 100 acres of good bottom lands belonging to the College, but these lands have been very expensive, as it has required more money than they are worth to build embankments to prevent overflows, and the end is not yet. Future overflows will necessitate the expenditure of more money, and after a while, perhaps, the bottom lands will be abandoned as too costly. Besides these bottom lands there is none other fitted for agricultural purposes. It is true that there are more than 1,000 acres of land owned by the College, but they are practically useless for farming, except a few acres at the Experimental Station. We feel that the location of Clemson was a failure so far as agricultural purposes are concerned, but it is too late now to remedy the matter.

The Farm is worked and the grounds kept up by about thirty-five convicts furnished by the State.

GENERAL REMARKS.

Clemson College has been built. Thousands, yes, hundreds of thousands, of the people's money have been lavished upon it, and it does seem that the end of the expenditure in buildings and improvements is not yet. The buildings are furnished, and furnished

handsomely. Everything that is needed has been supplied, but it does seem that there is a desire for indefinite expansion. Suppose that this extension increases from year to year, as it has in the past few years, where will the end be? Some one may say that there is a demand for more room, and that applicants for admission are turned off every year for want of room. Let us remember that it is not possible to educate every boy in South Carolina at Clemson College, and there must be a stop somewhere. Suppose that by some means, and it is not impossible, its primary source of income, the "Tag Tax," should be cut off. What would happen then? Either a very large appropriation must come from the State Treasury, or part of the work of the College would have to be discontinued.

A halt should be called, and the sooner the better. It is wiser and better to check oneself than to have another do it.

COLORED NORMAL, INDUSTRIAL, AGRICULTURAL, AND MECHANICAL COLLEGE, ORANGEBURG, S. C.

When your Committee visited the Colored College, they found Dr. Thomas E. Miller, the President, ready, willing, and anxious to give them all the information they asked for, and he suggested inspection of some things that perhaps would not have otherwise been thought of. He is certainly a man who commands the obedience and respect of all the pupils.

BUILDINGS.

It is a great pity that the buildings at the Colored College are frame, and not brick, as they should be. The two main buildings are new, and well constructed, but as there are dormitories in them; there is always more or less danger from fire. A sharp watch is kept all the time, and there is no hour of the night when there is not a watchman on duty, but even with this precaution, which is absolutely necessary, the danger from loss of life by fire is not altogether averted.

The buildings are very plainly furnished; in fact, the furniture in the dormitories is of the very simplest kind, and not what it should be. These people have done the very best they could with the means at hand, but they simply have not had the money to make better appearances as to furniture and school equipments.

The new industrial building, made of brick, is not finished. The students at the College did most of the work, and it has been well done, but they have been forced to stop, as they have no money to buy the material necessary to finish it. It will take about \$2,500.00 to complete the building, and we do earnestly hope that the General Assembly may appropriate this necessary amount, as we think it would be an act of justice, and to withhold the appropriation means postponing the completion of the building.

All the buildings, except the two main halls and industrial building, are very poor, one-story frame houses. They may answer their purposes fairly well, but it is to be hoped that the day is not far distant when better buildings may be secured.

FINANCES.

Receipts.

Balance on Hand December 1, 1903.		\$148 00
December, 1903—		
From Land Scrip Fund.	\$666 05	
From Morrill Fund.	1,136 31	
From Farm Products.	182 64	
	<hr/>	\$2,133 00
January, 1904—		
From Land Scrip Fund.	\$1,055 45	
From Morrill Fund.	980 48	
From Farm Products.	21 19	
	<hr/>	\$2,057 12
February, 1904—		
From Morrill Fund.	\$1,004 48	
From State Appropriation.	1,097 43	
From Farm Products.	51 60	
	<hr/>	\$2,153 51
March, 1904—		
From State Appropriation.	\$2,087 03	
From Morrill Fund.	992 48	
From Farm Products.	32 42	
	<hr/>	\$3,111 93
April, 1904—		
From State Appropriation.	\$943 06	
From Morrill Fund.	1,248 09	
From Farm Products.	87 99	
	<hr/>	\$2,279 14

May, 1904—

From State Appropriation.. . . .	\$630 31	
From Morrill Fund.. . . .	992 48	
From Farm Products.. . . .	13 49	
	<hr/>	\$1,641 28

June, 1904—

From Morrill Fund.. . . .	\$992 48	
From Farm Products.. . . .	30 94	
	<hr/>	\$1,023 42

July, 1904—

From Morrill Fund.. . . .	\$1,009 48	
From Land Scrip.. . . .	479 33	
From Farm Products.. . . .	49 04	
	<hr/>	\$1,537 85

August, 1904—

From Morrill Fund.. . . .	\$1,009 98	
From Land Scrip.. . . .	254 93	
From Farm Products.. . . .	19 70	
	<hr/>	\$1,284 61

September, 1904—

From Morrill Fund.. . . .	\$974 98	
From Farm Products.. . . .	244 42	
	<hr/>	\$1,219 40

October, 1904—

From Morrill Fund.. . . .	\$1,037 93	
From Land Scrip.. . . .	464 85	
From Farm Products.. . . .	77 45	
	<hr/>	\$1,580 23

November, 1904—

From Land Scrip.. . . .	\$651 56	
From State Appropriation.. . . .	242 17	
From Morrill Fund.. . . .	1,403 85	
From Farm Products.. . . .	23 13	
	<hr/>	\$2,320 71

Total Receipts.. . . .	<hr/>	\$22,342 20
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Disbursements.

December, 1903—

For Teachers' Salaries.. . . .	\$1,002 48	
For Other Purposes.. . . .	799 88	
	<hr/>	\$1,802 36

January, 1904—

For Teachers' Salaries..	\$980 48
For Other Purposes..	1,055 45

\$2,035 93

February, 1904—

For Teachers' Salaries..	\$1,004 48
For Other Purposes..	1,097 43

\$2,101 91

March, 1904—

For Teachers' Salaries..	\$992 48
For Other Purposes..	2,087 03

\$3,079 51

April, 1904—

For Teachers' Salaries..	\$992 48
For Other Purposes..	1,198 67

\$2,191 15

May, 1904—

For Teachers' Salaries..	\$992 48
For Other Purposes..	630 31

\$1,622 79

June, 1904—

For Teachers' Salaries..	\$992 48
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\$992 48

July, 1904—

For Teachers' Salaries..	\$1,009 48
For Other Purposes..	479 33

\$1,488 81

August, 1904—

For Teachers' Salaries..	\$1,009 98
For Other Purposes.....	254 93

\$1,264 91

September, 1904—

For Teachers' Salaries..	\$974 98
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\$974 98

October, 1904—

For Teachers' Salaries..	\$974 98
For Other Purposes..	527 80

\$1,502 78

November, 1904—

For Teachers' Salaries.. . . .	\$1,034 98	
For Other Purposes.. . . .	1,262 60	
		<hr/>
		\$2,297 58
Amount Paid Board for Students.. . . .	\$615 00	
Leaving a Balance on Hand Dec. 1, 1904..	372 01	
		<hr/>
Total Receipts.. . . .		\$22,342 20
Total Expenditures.. . . .		\$21,970 19
		<hr/>
Balance on Hand on Day of Our Visit.. . .		\$372 01

The largest income is from the United States Government, and is known as the "Morrill Fund," which is used to pay teachers. It now amounts to \$12,500.00, which is its limit. The Land Scrip Fund also comes from the United States Government. These funds and the appropriation made by the State support the College.

The item in expenditures, \$615.00, is accounted for by resolution of the Board of Trustees, which provides that any student who has attended school for five months in the year shall receive one month's board free. There were enough who attended five months in the year to claim their one month's board, amounting in all to \$615.00. The fund came from the sale of farm products, and did not come from the regular appropriation for the College.

THE FARM.

We find that there is a good farm at the College, and it is carefully attended to. There are some cows on the Farm, but not near enough to supply milk and butter for the needs of the College.

Farm and Stock.

Stock—

8 Sows at \$20.00.. . . .	\$160 00
9 Jersey Cows at \$40.00.. . . .	360 00
2 Jersey Heifers at \$20.00.. . . .	40 00
8 Calves at \$6.00.. . . .	48 00
3 Mules at \$150.00.. . . .	450 00

Crop—

4 bales of cotton.. . . .	214 00
40 Acres, 630 bushels, of corn at 70c.. . . .	431 00
27 Acres, 300 bushels, of oats at 50c.. . . .	150 00

34 Tons of hay at 75c. per 100 lb.	\$510 00
Cotton seed, 9,350 lb.	70 00
7 bales of cotton on hand at \$30.00.	210 00

\$2,693 00

PAY OF TEACHERS.

None of the teachers at the Colored College receive large salaries.

The following are the names and yearly pay of each:

T. E. Miller, President.	\$1,800 00
N. C. Nix, Professor of Mathematics.	900 00
R. S. Wilkinson, Professor of Physics and Chemistry.	900 00
A. Robertson, Professor of History and Polit. Economy.	900 00
J. C. Whittaker, Professor of Pedagogy and English.	900 00
Louise B. Fordham, Assistant Professor of History.	600 00
Otis C. Davenport, Instructor in English and Music.	360 00
Pansie E. Miller, Instructor in English and Bookkeeping.	360 00
Olive A. Sasportas, Assistant Primary Department.	360 00
Clem S. Dominique, Instructor in Physiology and Hygiene.	360 00
Kate Cardoza, Instructor in Arithmetic and Reading.	360 00
Lilian C. Mack, Instructor in English.	360 00
C. Clara Davis, Instructor in Dressmaking.	360 00
Cornelia Gregg, Matron.	360 00
Nellie V. Johnson, Instructor in Reading and Geography.	360 00
S. D. Frasier, Janitor and Orderly.	360 00
S. M. Boston, Superintendent of Ironworking.	500 00
J. R. Steel, Superintendent of Brickworking.	500 00
William Gruber, Superintendent of Woodworking.	500 00
E. King, Instructor in Shoemaking.	300 00
A. Meyers, Instructor in Tailoring.	300 00
W. H. Adams, Superintendent of Farm.	360 00
J. T. Wright, Chaplain.	150 00

\$12,210 00

COST TO A STUDENT.

The students at the College pay no tuition fees. In fact, the great majority of them could not pay \$40.00 tuition, and were this required of them they could not go to College.

Total expense outside of clothing is about as follows:

Board for 8 months at \$5.50.. . . .	\$44 00
Incidental fee.. . . .	1 00
Books, about.. . . .	8 00
Total.. . . .	\$53 00

We were in the dining-hall at the dinner hour, and saw what fare the pupils had. It was good enough, and plenty of it. The students had no complaint whatever to make, and we saw no room for any. This is very commendable on the part of the officers. We were also struck with the perfect order in the dining-room. There was no confusion whatever, and complete happiness seemed to possess every one.

The students are well cared for, in sickness and in health. In case one is sick, a splendid physician, living in the town, is sent for, and his services are paid for by the College according to a yearly contract.

INSTRUCTION.

The methods of teaching are fully up to what one might expect. Of course you would not find here as many different subjects taught as in our other colleges, but such as are taught are taught well. It is really surprising to see how eager the colored children are to learn. They are anxious to get all they can, and are making rapid progress. Their teachers seem to take an interest in them, and they are all obedient.

As for order on the grounds and in the classrooms, it is the very best. No fault whatever can be found.

During the year 823 pupils have been enrolled, and of these 350 board at the College. About 1,200 were turned off because there was no room.

INSURANCE.

We find the property very well insured, and in the best of companies. Were the property insured for three or five years at a time there would be a saving of nearly one-third of the premium, and since the premium is nearly \$1,000.00 per year, it would be well to look into the matter.

MAINTENANCE.

The Board of Trustees ask for \$5,554.35 to help in running the College this year. They need this amount, and as they ask very lit-

tle of the State, there is no reason why it should not be granted. We hope that the General Assembly may make the appropriation without hesitation.

There is no safe in the College for keeping valuable records, and we would ask that an appropriation of \$200.00, if so much be necessary, be made for the purpose of buying a fireproof safe.

SOUTH CAROLINA MILITARY ACADEMY.

Your Committee visited the Citadel Academy, the West Point of the South, and were met by Col. Asbury Coward, the Superintendent, who seemed glad to have us come to inspect the institution. In fact, this is the case at all of the Colleges—they want the General Assembly to know their exact condition, and seem to wish to conceal nothing.

We do not find much room for expansion at the Citadel—that is, so far as land is concerned. The institution is hemmed in on all sides pretty closely, and it does seem as if there should be more room, but as it is located in the business part of a city, expansion, so far as building is concerned, is well-nigh impossible.

We found such buildings as they have in very good condition, and properly cared for. The General Assembly appropriated at its last session \$10,000.00 for putting in a heating and light plant. The old heating stoves are now done away with, and the new heating system is in use, which is a great improvement, and makes the classrooms and sleeping apartments neater and more comfortable. The \$10,000.00 appropriation for heating and lighting has been spent, and the Quartermaster had a full statement showing where every dollar had gone. The power for lighting the building is procured from the City of Charleston, at a cost of about \$1,000.00 per year, which is very reasonable.

FINANCES.

Receipts.

Balance on Hand December 1, 1903.. . . .	\$117 43
December, 1903—	
From State Appropriation.. . . .	\$2,083 37
From Other Sources.. . . .	1,775 00
January, 1904—	
From Other Sources.. . . .	2,010 65

February, 1904—

From State Appropriation.. . . . \$4,166 66

From Other Sources.. . . . 2,022 00

March, 1904—

From State Appropriation.. . . . 2,083 33

From Other Sources.. . . . 612 56

April, 1904—

From State Appropriation.. . . . 2,083 33

From Other Sources.. . . . 3,518 53

May, 1904—

From State Appropriation.. . . . 2,083 33

From Other Sources.. . . . 337 56

June, 1904—

From State Appropriation.. . . . 2,083 33

From Other Sources.. . . . 634 32

July, 1904—

From State Appropriation.. . . . 2,083 33

From Other Sources.. . . . 607 87

August, 1904—

From State Appropriation.. . . . 2,083 33

From Other Sources.. . . . 36 47

September, 1904—

From State Appropriation.. . . . 2,083 33

From Other Sources.. . . . 545 28

October, 1904—

From State Appropriation.. . . . 2,083 33

From Other Sources.. . . . 2,462 73

November, 1904—

From State Appropriation.. . . . 2,083 33

From Other Sources.. . . . 2,875 73

\$42,556 13*Expenditures.*

December, 1903—

For Teachers' Salaries.. . . . \$1,175 21

For Other Purposes.. . . . 2,082 73

January, 1904—

For Teachers' Salaries.. . . . 1,174 97

For Other Purposes.. . . . 651 33

February, 1904—

For Teachers' Salaries.. . . . 1,174 97

For Other Purposes.. . . . 5,325 94

March, 1904—	
For Teachers' Salaries.. . . .	\$1,174 97
For Other Purposes.. . . .	1,917 49
April, 1904—	
For Teachers' Salaries.. . . .	1,174 97
For Other Purposes.. . . .	3,733 51
May, 1904—	
For Teachers' Salaries.. . . .	1,174 97
For Other Purposes.. . . .	1,219 52
June, 1904—	
For Teachers' Salaries.. . . .	1,174 97
For Other Purposes.. . . .	3,410 79
July, 1904—	
For Teachers' Salaries.. . . .	1,174 97
For Other Purposes.. . . .	561 29
August, 1904—	
For Teachers' Salaries.. . . .	1,174 97
For Other Purposes.. . . .	944 83
September, 1904—	
For Teachers' Salaries.. . . .	1,174 97
For Other Purposes.. . . .	1,453 64
October, 1904—	
For Teachers' Salaries.. . . .	1,174 97
For Other Purposes.. . . .	1,954 83
November, 1904—	
For Teachers' Salaries.. . . .	1,174 97
For Other Purposes.. . . .	5,146 24
	<hr/>
	\$42,502 02
Total Receipts for Twelve Months.. . .	
	<hr/>
	\$42,556 13
Total Expenditures for Twelve Months..	
	<hr/>
	42,505 02
Balance on Hand.. . . .	
	<hr/>
	\$54 11

The only source of income to the Citadel is from the State appropriation, and the amounts received from pay cadets. In addition to this, however, the City of Charleston supports six cadets, at a cost of \$250.00 each, or \$1,500.00. These cadetships are won by Charleston boys at competitive examination, held under the direction of the city authorities. These scholarships are a credit to the city, and show what a deep interest the citizens have in this institution.

COST OF EACH STUDENT.

The total expenditures for all purposes were \$42,502.02 for the year ending December 1, 1904. There were in attendance 149 cadets, sixty-eight beneficiaries and eighty-one pay. Now, if we divide \$42,502.02 by 149, we have as the cost per cadet, \$285.24. We must remember that this amount includes every expense of whatsoever kind, and is very low, considering that the Citadel is in the heart of our largest city, and everything must be bought. It includes board, clothing, medical attention, books—in fact, everything. No institution in the State can make a better showing in this respect.

PAY OF TEACHERS AND OFFICERS.

Colonel Asbury Coward.. . . .	\$2,500 00
Major St. James Cummings.. . . .	1,500 00
Major R. G. Thomas.. . . .	1,500 00
Major P. P. Mazyck.. . . .	1,500 00
Major O. J. Bond.. . . .	1,800 00
Captain J. T. Coleman.. . . .	1,200 00
Colonel J. C. Lynes.. . . .	1,200 00
Lieutenant J. W. Cantey.. . . .	1,000 00
Lieutenant W. W. White, Quartermaster..	900 00
Dr. F. L. Parker, Surgeon.. . . .	400 00

This salary list shows only ten teachers and officers drawing pay, and the amounts paid them is low enough, when we consider the work they are doing for the boys of the State.

STUDENT-BODY.

We find here a body of healthy, vigorous, and intelligent boys from all portions of the State. There are also eight young Cubans here, and they seem well pleased with the work they have to do. It seems, then, that our Citadel is known even beyond the limits of our own Southland, even in faraway Cuba; and these young boys, going back to their native isle, will spread the news that an excellent institution is to be found in the Southern part of our great country—a school where the doctrine is taught that all men are created free and equal.

INSTRUCTION AND DISCIPLINE.

The instruction given at the Citadel is the very best. Well-equipped teachers are in every classroom, and the students must prepare their lesson, or there is trouble for them.

As to discipline, we need not say that it is first-class, as every one knows that this School is military all the way through. We had no complaint brought to us.

BOARD.

We were in the dining-room when the boys came in to dinner. We saw what was set before them, and if all their meals are as well prepared as this one, and if there is always the abundance, and of equal quality, on hand, then there should be no murmuring.

The Quartermaster informed us that board costs about \$7.00 per month. This is very reasonable, and must be the result of most careful and prudent management in this department.

MAINTENANCE.

The Board of Visitors asks for an appropriation of \$26,250.00, as follows:

Support of the Academy.. . . .	\$25,000 00
Repairs.. . . .	1,000 00
Additions to Library.. . . .	250 00

Total.. . . .	\$26,250 00
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We think this amount should be given.

REMARKS.

The Citadel Academy is a great institution. It has done a great deal for the State, and is destined to do much more. It has not been extravagant in its demands. It has asked for what it needed, and no more. It has always been modest, and never "loud or stubborn," and so long as it is to be continued let it be supported in such a manner as it justly merits.

CONCLUSION.

The attendance at all of the State colleges is large, and the work is as complete and thorough as we believe is done at any similar institutions in the country. South Carolina is unquestionably doing a good part by her educational institutions, and we believe that the

results are, as a whole, quite satisfactory and encouraging. The general interest in education seems to be growing in the State, and to contemplate the large number of bright and attractive young men and young women from all portions of the State, who are now being trained for lives of usefulness to themselves and their State, one can but feel that our future is secure.

While all of the colleges cannot be given all that could be advantageously utilized by them, still we think that under present conditions the State is doing as much for her institutions for higher education as could reasonably be expected at this time.

There is now no question of the fact that it is the duty of the State to see that all of her boys and girls are given some education, still we do not think the rule will apply so far as to require the State to give all of her boys and girls the advantages of a higher education. At this time our State has placed the very best advantages and opportunities for higher education within the reach of its citizens, although the number of actual beneficiaries thereunder may necessarily be limited.

It may be a fact that when the present system of State colleges was planned, more thorough and complete results could have been obtained, at less expense to the State, had the energies not been scattered among so many institutions where separate organizations and accommodations have to be maintained; still it would be a backward step for any of the present institutions that have contributed so much for the past history of the State, and are now accomplishing so much for the coming generation of active citizens, to be discontinued. We are not yet prepared to say that the time has come, if it ever comes, for a change in the State's present fixed policy towards higher education. The future attitude of the State towards her colleges and educational institutions is a question for the deepest thought and consideration of our most patriotic statesmen. We do think that at most of the institutions expansion has now gone far enough, and that the wisest course would be to keep them up to the present high standards at this time, rather than to branch out with new projections. This alone will require no small expense on the part of the State, and much care and watchfulness on the part of the governing bodies of each institution.

Respectfully submitted,

P. L. HARDIN,

On the part of the Senate.

ARTHUR KIBLER,

ROBERT LIDE,

On the part of the House.

BILLS RECALLED.

On motion of Mr. HOOD,

S. 146.—Mr. Hood: A Bill to amend an Act entitled "An Act to fix the salaries of County Supervisors," approved the 24th day of February, 1904, increasing the salary of the County Supervisor of Anderson County to \$1,500,

Was recalled from the Committee on Finance and ordered placed on the Calendar without reference.

PAPERS FROM THE HOUSE OF REPRESENTATIVES.

The House sent the Senate the following:

H. 150 (51).—Mr. Sellers: A Bill for the protection of birds other than game birds and their nests and eggs, and to provide for the punishment of violations thereof.

Read the first time and referred to the Committee on Agriculture.

H. 151 (48).—Mr. Cloy: A Bill to declare seduction of any woman, under promise of marriage, a crime, and fixing the punishment therefor.

Read the first time and referred to the Committee on Judiciary.

Also,

S. 7 (171).—A Concurrent Resolution to appoint a Committee to Investigate the Management of the Dispensary.

Returned with amendments.

On motion of Mr. RAYSOR, the Senate concurred in the following amendment:

Add after Section 8 the following:

"Section 9. That the costs and expenses of this investigation be paid by the State Dispensary, each member of said Commission to receive \$4 per day and the usual mileage."

Insert Subdivision (N): Is it or not a fact that excessive freights have been paid to railroads for transporting liquors into the State, when said liquors could have been shipped into the State by water at less cost to the State?

The Senate refused to concur in the following amendments:

Add the following at end of Section 8:

"*Provided*, That the evidence taken or adduced before or by said Commission shall not be used for the purpose of any criminal prosecution against the person who is examined at the time such evidence is taken or adduced."

Add following proviso at end of Section 4:

"*Provided*, That they shall not receive pay for more than thirty days."

And a message was sent to the House accordingly.

MESSAGE No. 5.

In the House of Representatives,
Columbia, S. C., January 25, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it invites your Honorable Body to be present at 12 M. this day, for the purpose of witnessing the Inaugural ceremonies of Governor and Lieutenant Governor.

Very respectfully,

M. L. SMITH,
Speaker of the House.

The invitation was accepted and a message sent to the House accordingly.

SPECIAL ORDER FOR 12 O'CLOCK WEDNESDAY, JAN. 25,
INAUGURAL OF GOVERNOR AND LIEUTENANT
GOVERNOR.

At 12 o'clock M. the Senate repaired in a body to the Hall of the House of Representatives.

The Joint Assembly was called to order by the President *pro tem.*, Hon. Richard I. Manning, who announced that the Joint Assembly had convened to inaugurate the Governor-elect and the Lieutenant Governor-elect, in pursuance of a Concurrent Resolution adopted by both Houses.

The Sergeant-at-Arms of the House announced "His Excellency the Governor-elect and his escort," the inaugural procession entering the Hall of the House as follows:

D. C. Heyward, Governor-elect, with Representative Altamont Moses.

Lieutenant Governor-elect, John T. Sloan, with Representative B. A. Morgan.

Chief Justice Y. J. Pope with Senator J. Q. Marshall.

Associate Justice Ira B. Jones with the Rev. C. M. Niles.

Judge Wm. H. Brawley with Senator W. H. Wells.

Secretary of State-elect J. T. Gantt with Commissioner of Immigration E. J. Watson.

Attorney General-elect U. X. Gunter with State Treasurer-elect R. H. Jennings.

The Solicitors, Presidents of State Colleges and other distinguished citizens.

The Joint Assembly received the Governor-elect and his escort standing.

The Governor-elect and the Lieutenant Governor-elect and the Chief Justice were seated upon the stage, at the desk of the Speaker. The other guests accompanying them were seated at the right and the left of the desk.

Prayer was offered by the Rev. Dr. Chas. Martin Niles, of Columbia.

The President *pro tem.* then announced that the Hon. D. Clinch Heyward, Governor-elect, was present and ready to qualify.

Thereupon the Governor-elect advanced to the desk on the right of the Speaker, and the Chief Justice advanced to the desk on the left of the Speaker. The oath of office was then administered by the Chief Justice, Y. J. Pope, to the Governor-elect, who delivered the following address:

Gentlemen of the General Assembly, and my Fellow-Citizens:

Two years ago I had the honor of taking the oath of office as Governor of South Carolina. Standing again to-day in this distinguished presence, to pledge myself anew to the service of our State, I am even more solemnly impressed with the duties which must and do devolve upon one whom the people have selected as their Chief Executive. This occasion, with the formal renewal of my oath, though it brings before me afresh the realization of grave responsibilities, fills my heart with deepest gratitude because of the honors which have been bestowed upon me by my fellow-citizens.

The past and the future alike instinctively rise before me, the one with its work finished, its history written; the other with its unknown tasks, with its welfare in our keeping. In the retrospect I see much for which I am deeply grateful, much that I can never forget. Especially true is this when I remember the loyal support accorded me by the people of our State in my endeavor to merit their confidence by advancing, as best I could, the highest interests of our Commonwealth. To feel that those to whom one is alone responsible should set upon him the seal of their approval by such a re-election as was mine, is indeed a reward than which there is none greater to strive

for. If I have rendered any service to my State, if I have served my people, in some measure as I hoped to serve them, if indeed I have kept the faith; this has only been possible because you, my countrymen, gave me your encouragement and your help. Unto you, then, the credit is due, and to you this day I acknowledge my debt of gratitude.

The future is fraught with even greater import. Its duties must be met, its problems must be faced, its difficulties must be overcome. In these are included for us, gentlemen of the General Assembly, individual responsibilities which should neither be evaded nor disregarded. You are sent here by the sovereign people and you are sent for service. It rests with you alone to measure up to your great responsibilities and I believe that you will not fail to do so. The highest duties of citizenship devolve upon you, for to you is entrusted the sacred duty of framing and enacting laws which shall govern an enlightened people. The future welfare and the continued prosperity of our State will be assured if your deliberations are characterized by the "spirit of wisdom and understanding, the spirit of counsel and right, the spirit of knowledge and of the fear of the Lord."

In the oath which I have just taken I have obligated myself to uphold and enforce the laws of our State. This I shall endeavor to do with full regard to the rights of all of our citizens; with jealous care for the fair name and the unsullied reputation of South Carolina; with faithful effort to maintain the dignity and honor of our Commonwealth; with hope and confidence in all because of our glorious past. In the discharge of my duties as Governor I shall expect—and I feel that I shall receive—the continued co-operation and assistance, not only of the members of your body, but also of the law-abiding people of our State.

In my Annual Message recently sent to your Honorable Body I called attention, in as brief detail as possible, to the condition of our various State departments, and made therein such recommendations as I deemed wise and expedient. You are now fairly launched upon your labors and I shall make no further mention of these matters, trusting that what I have already said concerning them has had your careful attention. I am deeply interested in all that shall merit and receive your consideration and I will deem it both a privilege and a pleasure to assist you in any way that lies in my power.

You are making laws for a growing and a prosperous State. The unrivalled natural advantages of South Carolina, its great undeveloped resources, its wonderful industrial development—all of these are

attracting to us, more than ever before, the attention of the outside world. In addition to these attractions and advantages, with us labor and capital are not in conflict, but together are working in harmony for the upbuilding of our State. This is a blessing which is denied to many States, and we should neglect no means to promote its continuance. From every standpoint, with increasing growth and influence, the future of our State is brighter than ever before in its history.

To properly meet these growing demands, so rich with promise, merits our united action and our utmost endeavor. Difficulties must be overcome to achieve the ends desired, but this should nerve us to stronger and more determined effort. Unnecessary legislation is unwise legislation and unwise legislation hinders and retards the advancement and progress of a people. Fewer laws upon our Statute books and their better enforcement will undoubtedly bring improved conditions generally, and this would then be accomplished with capable of enforcement, because, if disregarded, this leads to the incapable of enforcement because, if disregarded, this leads to the disregard of all laws, thus striking directly at the very foundations of government.

It is your province to direct the expenditure of the funds collected from the people and this should always be done with wise regard for proper economy. In your official capacity you should always exercise the same judgment and foresight that you do in your private business, counting the cost but never losing sight of the objects to be attained. Economy in public—as in private affairs—means doing what is necessary, what the exact needs of the State require. A growing and progressive State necessarily means increasing expense in the conduct of its government, and if the expenditures are wisely made, we can, with confidence look for greater results.

I have briefly given you some of the thoughts that stir me on this occasion, deeming it unnecessary to add to what I have already presented for your consideration in my Annual Message. We are here, commissioned by the people to work for the best interests of South Carolina. We can have no higher privilege and should strive to prove ourselves worthy of their trust by measuring up to our responsibilities. I have made reference more than once to the honor and the duties which are ours, but the full measure of success can never crown our efforts unless we have in all that we do the co-operation of the people.

I have tried to express to you some of my feelings upon assuming, for the second time, the office of Chief Magistrate of South Carolina. In maintaining the honor, the integrity and the dignity of their State, South Carolinians have ever done their full duty, and it is this which has done so much to make the glorious history of our State. Our people have never been found wanting in the past and they can be safely trusted for the future.

Let us, then, all strive to do our part to prove ourselves worthy of our heritage, which is indeed a goodly one.

* * * "Be just and fear not;

Let all the ends thou aims't at be thy country's, thy God's and truths."

May this animate and inspire us in all that we do and thus faithfully striving may we together consecrate ourselves anew to the service of our native State, to our own, our beloved South Carolina.

At the conclusion of Governor Heyward's inaugural address the PRESIDENT *pro tem.* of the Senate announced that the Hon. John T. Sloan, Lieutenant Governor-elect, was present and ready to qualify.

Whereupon the Chief Justice administered the oath of office to him.

The Hon. John T. Sloan, Lieutenant Governor and *ex officio* President of the Senate, then declared that, the object for which the Joint Assembly had convened having been accomplished, the Joint Assembly was dissolved, and the Senate returned in a body to its Chamber.

The Senate reassembled at 12.45 P. M., and was called to order by the PRESIDENT.

The Senate proceeded to the consideration of the Calendar.

GENERAL ORDERS.

THIRD READING BILLS.

All Bills on the Calendar for a third reading were passed over, and the Senate proceeded to the consideration of

SECOND READING BILLS.

S. 38.—Mr. Earle: A Joint Resolution providing to amend Section 11, of Article IV., of the Constitution, relating to commutations and pardons.

Unfavorable.

On motion of Mr. EARLE, the Bill was continued until next session.

S. 39.—Mr. Christensen: A Joint Resolution providing for the appointment of a Commissioner to examine into the terrapin, oyster and other shell fish interest belonging to the State, and to report to the General Assembly suitable measures to adopt in order to develop said industry.

Favorable.

The Bill was read, and, on motion of Mr. CHRISTENSEN, the Bill was amended as follows:

Amend Sec. 4, line 2, by adding after the word "Commission," the following words, "or so much thereof as may be necessary."

Ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 45.—Mr. Marshall: A Bill to convert South Carolina College into a University, under the name of University of South Carolina.

Favorable.

On motion of Mr. MARSHALL, the Bill was made the Special Order for 12 o'clock M. Thursday, January 26th, 1905, and from day to day thereafter at the same hour until disposed of.

S. 64.—Mr. W. J. Johnson: A Joint Resolution providing for the purchase and cancellation of State bonds and stocks.

Unfavorable.

On motion of Mr. W. J. JOHNSON, the Joint Resolution was laid upon the table, with leave to withdraw it from the files of the Senate.

S. 88.—Mr. Hood: A Bill to abolish days of grace on notes, bills of exchange, or other written obligations to pay money.

Unfavorable.

On motion of Mr. HAY, the enacting words of the Bill were stricken out.

S. 77.—Mr. Brice: A Bill to amend Section 1214 of the Code of Laws, relating to the transfer of persons in school districts.

Favorable.

The Bill was read.

Ordered placed on the Calendar for a third reading.

Mr. RAYSOR then called up

S. 6.—Mr. Raysor: A Bill to require all parents or guardians to compel heir children or wards to attend school for twelve weeks in each year.

Report favorable.

Second reading.

The following amendment, proposed by Mr. E. S. BLEASE, was considered:

Amend by adding the following further proviso to Section 2: "*Provided, also*, That all prosecutions under this Act shall be barred unless the same shall be instituted within thirty (30) days after the alleged violation."

Mr. E. S. BLEASE moved the adoption of the amendment.

After debate by Messrs. E. S. BLEASE, COLE L. BLEASE, MANNING, PEURIFOY, BATES, HARDIN and RAYSOR,

Mr. COLE L. BLEASE moved to lay the amendment on the table.

The motion was lost.

The amendment was then adopted.

On motion of Mr. McLEOD, further consideration of the Bill was postponed and proposed amendments ordered printed in the Journal.

They are as follows:

By Mr. McLEOD:

By striking out "one," on line 8, page 2, and substituting in lieu thereof the word "two."

By adding the following proviso: "*Provided, further*, That no prosecution shall be instituted by the said two Trustees until they are satisfied that the condition of such parent or guardian is such that he is able to comply with the terms of this Act."

By Mr. BUTLER (substitute for Mr. Blease's amendment):

Amend by adding the following to Sec. 2: "*Provided, also*, That all prosecutions under this Act shall be barred unless the same shall be instituted within thirty (30) days after the parent or guardian has had written notice from a majority of Trustees of such violation: *And Provided, further*, After receiving such written notice such child or children are required to attend school as required in Section 1 hereof, then no prosecution shall be allowed."

The House sent the following:

MESSAGE No. 6.

In the House of Representatives,
Columbia, S. C., January 25, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it insists upon its amendments to

H. 171 (S. 7.—Mr. C. L. Blease): A Concurrent Resolution, to appoint a Committee to investigate the management of the Dispensary.

And has appointed as a Committee of Conference on the part of the House, Messrs. Sanders, Prince and Brantly.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received 'as information.

Whereupon the PRESIDENT appointed Messrs. E. S. Blease and Bivens of the Committee on the part of the Senate, and a message was sent to the House accordingly.

MESSAGE No. 7.

In the House of Representatives,
Columbia, S. C., January 25, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it invites you to attend in the House of Representatives to-morrow, January 26th, at 11.30 A. M., for the purpose of electing certain officers.

Very respectfully,

M. L. SMITH,
Speaker of the House.

The invitation was accepted and a message sent to the House accordingly.

ADJOURNMENT.

Mr. BRICE moved that when the Senate adjourn it adjourn to meet to-morrow at 11 A. M.

The motion was agreed to.

On motion of Mr. HOUGH, the Senate, at 2 P. M., adjourned.

THURSDAY, JANUARY 26, 1905.

The Senate assembled at 11 A. M., the hour to which it stood adjourned, and was called to order by the PRESIDENT.

The roll was called, and, a quorum answering to their names, the PRESIDENT announced the Senate ready to proceed to business.

The Clerk proceeded to read the Journal of yesterday, whereupon on motion of Mr. BUTLER, the further reading of the Journal was dispensed with.

The PRESIDENT called for Petitions, Memorials, Presentments of Grand Juries and such like papers.

INTRODUCTION OF BILLS.

The following Bills and Resolutions were introduced under suspension of Rule XXXVI.:

S. 160.—Mr. WILLIAMS: A Bill authorizing the passage of ordinances by incorporated cities and towns and the promulgation of rules and regulations by the State Board of Health, to enforce and compel the vaccination and revaccination of citizens and residents of the State of South Carolina, and prescribing the duties of certain officials and persons to that end, and providing certain penalties for failure, refusal or neglect to comply with the provisions of the same.

Read the first time and referred to the Committee on Medical Affairs.

S. 161.—LEE COUNTY DELEGATION: A Bill to enable the Commissioners of the Sinking Fund to lend funds to the County Board of Commissioners of Lee County, to pay the past indebtedness of said County, and to authorize the said County Board of Commissioners to pledge the special tax levy herein provided to secure the same.

Read the first time and referred to the Committee on Finance.

S. 162.—Mr. WILLIAMS: A Bill to authorize and empower the County Board of Commissioners for Williamsburg County to sell the County's poor house and farm and to purchase another.

Read the first time and ordered placed on the Calendar without reference.

S. 163.—Mr. CARPENTER: A Bill to fix the time for electing Trustees for Easley School District No. 13, in May.

Read the first time and referred to the Committee on Education.

S. 164.—Mr. RAYSOR: A Bill to enable and authorize School District No. 70, embracing the town of Elloree, in Orangeburg, to issue bonds for the purpose of paying for the erection and maintenance of a public school building, and to provide for the payment of accruing interest and principal of said bonds.

Read the first time and ordered placed on the Calendar without reference.

S. 165.—Mr. von KOLNITZ: A Bill to amend Section 163 of the Criminal Code of South Carolina, so as to make it a crime to break into any vessel.

Read the first time and referred to the Committee on Judiciary.

S. 166.—Mr. DOUGLASS: A Bill to amend Section 2836, Code of Laws, 1902, relating to the payment of money to minors by including Master within its provisions.

Read the first time and referred to the Committee on Judiciary.

REPORTS OF COMMITTEES.

Mr. MANNING, from the Committee on Finance, submitted an unfavorable report on

S. 31.—Mr. Christensen (by request): A Bill to finally dispose of all moneys in the State Treasury known as Direct Tax Funds.

Ordered for consideration to-morrow.

Mr. BUTLER, from the Committee on Incorporations, submitted a favorable report on

S. 90.—Mr. Wells: A Bill to fix and declare the liabilities of any corporation, firm or individual operating a relief department to employees, and to regulate the operation of the same.

Ordered for consideration to-morrow.

Mr. BROWN, from the Committee on Education, submitted a favorable report on

H. 96 (46).—Mr. McColl, Jr.: A Bill to authorize the Trustees of Clio School District, being School District No. 9, of Marlboro County, to issue bonds for the purpose of purchasing or exchanging school site, erecting school buildings thereon, and equipping the same.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

H. 123 (18).—Mr. Frost: A Bill for the protection of the aids to navigation, established by the authority of the United States Light-House Board, within the State of South Carolina.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

H. 124 (21).—Mr. Morgan: A Bill to regulate the running of motor vehicles upon the public highways of this State, and fixing a penalty for the violation thereof.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted an unfavorable report on

H. 125 (27).—Mr. Nash: A Bill to require the Register of Mesne Conveyance, or the Clerk of Court in certain Counties, to index certain papers as soon as filed for record.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

S. 138.—Mr. Manning: A Bill in reference to the duties of Chairman of local Boards of Assessors and their compensation.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 144.—Mr. Hood: A Bill prescribing the proof of the incompetency of witnesses.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted an unfavorable report on

S. 145.—Mr. Hood: A Bill to amend Section 2468, Civil Code of 1902, relating to the distribution of intestates' estates.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

H. 151 (48).—Mr. Cloy: A Bill to declare seduction of any woman, under promise of marriage, a crime, and fixing the punishment therefor.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted an unfavorable report on

S. 153.—Mr. Hood: A Bill to amend Sub-division 2, of Section 2491, of Code of Laws of South Carolina, 1902, Vol. 1, reducing the time to prove wills or other form of law to two years.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 158.—Mr. Stackhouse: A Joint Resolution (with a petition), to relieve James D. Montgomery, County Treasurer of Marion County, and the Ætna Indemnity Company, of Hartford, Connecticut, the surety on his official bond, from liability for paying certain school teachers' pay certificate on which the names of School Trustees were forged by G. Raymond Berry, late County Superintendent of Education for Marion County.

Ordered for consideration to-morrow.

The Committee to examine the accounts of Deaf, Dumb and Blind Asylum, the State Hospital for the Insane and the State Penitentiary, made the following report, which was ordered printed in the Journal. It is as follows:

To the General Assembly of the State of South Carolina :

We, the undersigned members of a "Joint Committee" appointed by a Concurrent Resolution of the two Houses of the General Assembly, at the regular session for the year 1904, to examine the accounts, and the vouchers relating to all moneys received into and paid out by the Deaf, Dumb and Blind Asylum, the State Hospital for the Insane, and the State Penitentiary, and to examine the books of said institutions, beg leave to submit the following report :

We have visited the said institutions, and have made careful examinations of the books, accounts, and vouchers relating to all moneys received and paid out by said institutions, and with the exception of a few minor clerical errors in the books and vouchers at the State Hospital for the Insane, and the State Penitentiary, found them all neatly kept and correct.

While we do not deem it a part of our duty under the law to make any investigation as to the management of these institutions, we were able without additional expense to the State, to make some investigation as to the management of the institutions also. We were much gratified with the exceptional zeal shown by the managements of the several institutions for the comfort, the well being and best interests of the unfortunate inmates of these several institutions, and heartily commend to your Honorable Body the efficient and painstaking services of those in charge of these institutions.

We append hereto as a part of this report the statements marked I, II. and III., showing the receipts and disbursements of the several institutions. We have classified the disbursements so as to show in a measure, how the funds were applied, believing that a statement of this kind will prove more interesting and instructive than a statement showing the disbursements by the month.

All of which is most respectfully submitted,

E. L. HERNDON,

On the part of the Senate.

ELBERT H. AULL,

J. C. MACE,

On the part of the House.

Columbia, S. C., January 16th, 1905.

I.

STATE HOSPITAL FOR THE INSANE.

STATEMENT OF RECEIPTS AND DISBURSEMENTS FOR YEAR 1904.

Receipts.

To balance on hand January 1, 1904.....	\$3,981 71
To appropriation for maintenance.....	120,000 00
To appropriation for improvements and repairs.....	15,000 00
To appropriation for water main for fire protection....	1,500 00
To appropriation, per diem and mileage Regents.....	1,200 00
To collected from pay patients.....	7,119 59
To collected from other sources.....	1,795 44
	<hr/>
	\$150,596 74
To Deficit	12,046 62
	<hr/>
	\$162,643 36

Disbursements.

Disbursed for building and repairs.....	\$31,590 10
Disbursed for extension of water main.....	1,500 00
Disbursed for purchase of land.....	2,450 00
Disbursed for Regents per diem and mileage.....	1,200 00
Disbursed for stock and cattle.....	1,720 36
Disbursed for insurance	177 00
Disbursed for personal accounts, pay patients.....	103 44
Leaving for support proper.....	123,902 46
	<hr/>
	\$162,643 36

II.

DEAF, DUMB AND BLIND ASYLUM.

STATEMENT OF RECEIPTS AND DISBURSEMENTS FOR YEAR 1904.

Receipts.

Cash on hand January 1, 1904—Support.....	\$135 22
From Treasurer—Appropriation for Support—1904....	24,000 00
For repairs	500 00
For barn, laundry, tank, &c.....	2,500 00
From other sources	137 50

Disbursements.

Salaries of Superintendent, Matron, and Instructors in Literary, Music, Art and Industrial Departments.....	\$9,414 75
Wages of Supervisors, Engineer, Cooks, and Laundry, Kitchen, Farm, Dairy and Stable help.....	3,266 81
Groceries and provisions.....	6,016 04
Furniture, household goods, improvements and general repairs.. . . .	2,179 84
Fuel and light	1,469 75
Stable and dairy.. . . .	843 00
Supplies for Industrial and Art Departments.....	537 40
Supplies for Literary and Music Departments.....	415 40
Medical attention and medicines.....	117 45
Postage, telephone, &c.....	101 45
Painting buildings, &c	500 00
Barn, laundry, tank, &c.....	2,500 00
Balance in hand of Superintendent, Dec. 31, 1904.....	210 83
	<hr/>
	\$27,572 72

III.

STATE PENITENTIARY.

STATEMENT OF RECEIPTS AND DISBURSEMENTS FOR YEAR 1904.

Receipts.

Hire of convicts (Hosiery Mill).....	\$29,807 22
Hire of convicts (County Chain-gangs).....	2,672 62
County chain-gangs (for escapes).....	150 00
Chain-gang Guards	3,576 50
Personal accounts	9,504 50
Prison sales	1,304 73
DeSaussure Farm	18,644 31
Reid Farm	12,380 88
Lexington Farm	1,356 48
Refunds.. . . .	117 55
Gate receipts.. . . .	126 76
	<hr/>
Total receipts for 1904.....	79,641 55
Cash from last year	28,851 13
	<hr/>
	\$108,492 68

Disbursements.

Board of Directors	\$2,168 03
Supplies general account	31,707 29
Expenses general account	4,507 12
Prison Guards ..	7,197 76
Chain-gang Guards ..	3,635 00
Transportation of new convicts.....	973 07
Transportation of discharged convicts.....	270 47
Recapture of escapes..	265 00
New Hospital Building	513 62
Building for offices and Guards' quarters.....	13,090 63
Other permanent improvements	4,589 12
Secretary of Board of Directors.....	100 00
Reid Farm ..	3,012 50
DeSaussure Farm ..	2,856 94
Lexington Farm..	1,282 61
<hr/>	
Total expenditures..	76,169 16
Cash balance in bank Dec. 31, 1904.....	32,323 52
<hr/>	
	\$108,492 68

PAPERS FROM THE HOUSE OF REPRESENTATIVES.

The House sent the Senate the following:

H. 167 (97).—Mr. Morrison: A Bill to fix the amount of the bonds to be given by the County officers of the County of Greenwood.

Read the first time and referred to the Committee on County Offices and Officers.

H. 168 (99).—Mr. Richards: A Bill to amend an Act entitled "An Act to authorize the establishment of municipal Courts in cities having a population of not less than four thousand and not more than twenty thousand inhabitants."

Read the first time and referred to the Committee on Incorporations.

H. 169 (86).—Mr. Doar: A Bill to further regulate the hunting of deer in this State.

Read the first time and referred to the Committee on Judiciary.

The Senate proceeded to the consideration of the Calendar.

GENERAL ORDERS.

THIRD READING BILLS.

S. 5.—Mr. Brown: A Bill to amend an Act entitled "An Act to amend Section 1731, Vol. 1, Code of Laws of South Carolina, 1902, so as to reduce tobacco warehouse charges," approved the 1st day of March, 1904, so as to restore the charges changed by the Act.

Mr. HOLLIDAY moved to indefinitely postpone the Bill.

After debate by Messrs. BROWN, WELLS and HOLLIDAY, The PRESIDENT announced the hour had arrived for the Joint Assembly, and the Senate proceeded in a body to the House.

JOINT ASSEMBLY.

SPECIAL ORDER—ELECTIONS.

At 11:30 o'clock the Senate appeared in the Hall of the House.

The Hon. JOHN T. SLOAN, President of the Senate, called the Joint Assembly to order, and announced that the two Houses had met in Joint Assembly, in pursuance with the provisions of a Concurrent Resolution, which was read by the Clerk of the Senate, as follows:

H. 186 (S. 98.—Mr. Warren): A Concurrent Resolution to fix the time for the election of certain officers.

Be it Resolved, By the Senate, the House of Representatives concurring, that the two Houses shall meet in Joint Assembly on Thursday, the 26th instant, for the purpose of electing the following officers, and in the following order:

First. Two Judges: one of the Fifth Circuit, to succeed the Hon. Ernest Gary, and one of the Seventh Circuit, to succeed the Hon. D. A. Townsend, each for the term of four years.

Second. A Superintendent of the State Penitentiary, to succeed the Hon. D. J. Griffith, for the term of two years.

Third. Three members of the Board of Directors of the State Penitentiary, each for the term of two years, to succeed J. G. Mobley, A. K. Sanders, and M. O. Rowland, respectively.

Fourth. One member of the Board of Trustees of the Colored Normal, Industrial, Agricultural, and Mechanical College of South Carolina, to fill the unexpired term of the Hon. C. L. Blease, resigned.

Be it further Resolved, That if the business for which the Joint Assembly shall convene, as above provided, shall not be accomplished before fifteen minutes before three o'clock p. m. of the said day, it shall be the duty of the presiding officer thereof to order a

recess until eight o'clock p. m. of the same day, at which time the said Joint Assembly shall reconvene and resume the election of officers, as herein provided.

Be it further Resolved, That in the nomination of candidates for the respective offices no remarks shall be indulged, and there shall not be more than one second to each nomination.

ELECTION OF JUDGE OF THE FIFTH JUDICIAL CIRCUIT.

Mr. POLLOCK nominated the Hon. Ernest Gary.

Mr. McCOLL, Jr., seconded the nomination.

There were no other nominations.

Messrs. Earle and von Kolnitz were appointed tellers on the part of the Senate.

Messrs. McFaddin, DeVore, and Foster were appointed tellers on the part of the House.

The Clerk of the Senate called the roll of the Senate, and the Senators voted viva voce as their names were called.

The following Senators voted for Mr. Gary:

Senators Bates, Bivens, Black, Blake, C. L. Blease, E. S. Blease, Brice, Brooks, Brown, Butler, Carpenter, Christensen, Davis, Dennis, Douglass, Earle, Hardin, Hay, Hood, Holliday, Hough, Hydrick, W. E. Johnson, W. J. Johnson, Manning, Marshall, Mauldin, McIver, McLeod, Peurifoy, Raysor, Stackhouse, Talbert, von Kolnitz, Walker, Warren, Wells, Williams—38.

The Clerk of the House of Representatives called the roll of the House, and the Members voted viva voce as their names were called.

The following named Members voted for Mr. Gary:

Hon. M. L. Smith, Speaker; and Messrs. Ardrey, Arnold, Ashley, Baker, Ballentine, Banks, Bass, Beamguard, Boyd, Bradham, Brant, Brantley, Brice, Browning, Bruce, Callison, Clifton, Cloy, Colcock, Cothran, Culler, Davis, DesChamps, DeVore, Doar, Dukes, Earhardt, Epting, E. J. Etheredge, L. B. Etheredge, Faust, Fishburne, Ford, Foster, Fraser, Gasque, Gaston, Gause, J. P. Gibson, W. J. Gibson, Glover, Graham, Gray, D. L. Green, W. McD. Green, Gyles, Hall, Hamel, Harrison, Harley, Haskell, Hemphill, D. O. Herbert, Heyward, Higgins, Hutto, Irby, Keenan, Kershaw, Kirby, Kirven, LaFitte, Laney, Lawson, Lester, Little, Lofton, Lomax, Lyon, McCants, McColl, Jr., McFaddin, McMaster, Massey, Laban Mauldin, T. J. Mauldin, Miller, Morgan, Morrison, Moses, Nance, Nash, Nicholson, Otts, Parker, Patterson, Pittman, Pollock, Poston,

Prince, Pyatt, Rawlinson, Reaves, Richards, Riley, Saye, Seabrook, Sellers, Sheldon, Sinkler, Spivey, Stoll, Strong, Taylor, Toole, Tribble, Turner, Verner, M. W. Walker, J. B. Watson, John J. Watson, Webb, Whaley, Whatley, Wimberly, Yeldell—117.

RECAPITULATION.

Total number of Senators voting	38
Total number of Members voting	117
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Grand Total	155
Necessary to a choice	78
Of which Mr. Gary received	155

Whereupon the PRESIDENT declared that the Hon. Ernest Gary, having received the unanimous vote of the Joint Assembly, was duly elected Judge of the Fifth Judicial Circuit for the period of four years, beginning at the expiration of the present term.

ELECTION OF JUDGE OF THE SEVENTH JUDICIAL CIRCUIT.

Mr. GIBSON nominated the Hon. D. A. Townsend.

Mr. BROWNING seconded the nomination.

Mr. RAYSOR nominated the Hon. D. E. Hydrick of Spartanburg.

Mr. M. W. WALKER seconded the nomination.

Mr. J. B. WATSON nominated the Hon. Charles Pinckney Sanders of Spartanburg.

Mr. ARNOLD seconded the nomination.

There were no other nominations.

The PRESIDENT of the Senate appointed as tellers on the part of the Senate Messrs. Hood and Christensen.

The SPEAKER of the House appointed as tellers on the part of the House Messrs. Nash, Browning, and Lyon.

The Clerk of the Senate called the roll of the Senate, and the Senators voted viva voce as their names were called.

The following named Senators voted for Mr. Townsend:

Senators Bates, Bivens, Brooks, Davis, Dennis, Douglass, Efrid, McIver, McLeod, Stackhouse, von Kolnitz, Walker, Wells, Williams—14.

The following named Senators voted for Mr. Hydrick:

Senators Black, C. L. Blease, E. S. Blease, Brice, Brown, Butler, Carpenter, Christensen, Earle, Hay, Hood, Holliday, Hough, W. E. Johnson, W. J. Johnson, Manning, Marshall, Raysor, Talbert—19.

The following named Senators voted for Mr. Sanders:

Senators Hardin, Mauldin, Peurifoy—3.

The Clerk of the House of Representatives called the roll of the House, and the Members voted viva voce as their names were called.

The following named Members voted for Mr. Townsend:

Hon. M. L. Smith, Speaker; and Messrs. Ashley, Baker, Ballentine, Bass, Boyd, Bradham, Browning, Bruce, Callison, Clifton, Cloy, Colcock, Davis, DeVore, Doar, Faust, Fraser, Gasque, Gause, J. P. Gibson, W. McD. Green, Harley, Heyward, Higgins, Irby, Keenan, Kershaw, Kirven, LaFitte, Laney, Lester, Little, Lomax, McColl, Jr., Parker, Pollock, Poston, Pyatt, Reaves, Riley, Sellers, Tribble, Verner, Whatley, Yeldell—46.

The following named Members voted for Mr. Hydrick:

Messrs. Ardrey, Banks, Beamguard, Brantley, Culler, DesChamps, Dukes, Earhardt, Epting, E. J. Etheredge, L. B. Etheredge, Ford, Foster, Gaston, W. J. Gibson, Graham, Gray, D. L. Green, Gyles, Hall, Hamel, Harrison, Haskell, D. O. Herbert, Hutto, Kirby, Lawson, Lofton, Lyon, McFaddin, Massey, Laban Mauldin, T. J. Mauldin, Miller, Morgan, Morrison, Moses, Nance, Nash, Nicholson, Otts, Patterson, Pittman, Prince, Rawlinson, Richards, Saye, Seabrook, Sheldon, Sinkler, Spivey, Stoll, Taylor, Toole, M. W. Walker, John J. Watson, Webb, Whaley, Wimberly—59.

The following named Members voted for Mr. Sanders:

Messrs. Arnold, Brant, Brice, Cothran, Fishburne, Glover, Hemphill, McCants, McMaster, Strong, Turner, J. B. Watson—12.

RECAPITULATION.

Total number of Senators voting	36
Total number of Members voting	117
Grand Total	153
Necessary to a choice	77
Of which Mr. Townsend received	60
Mr. Hydrick received	78
Mr. Sanders received	15

REASON FOR NOT VOTING.

Mr. Blake is paired with Mr. Edwards. Mr. Blake would vote for Mr. Townsend; Mr. Edwards would vote for Mr. Hydrick.

Whereupon the PRESIDENT announced that the Hon. D. E. Hydrick, having received a majority of votes cast in the Joint Assembly for Judge of the Seventh Judicial Circuit, was duly elected Judge of the said Circuit for the term of four years, beginning at the expiration of the term of the present incumbent.

ELECTION OF SUPERINTENDENT OF THE STATE
PENITENTIARY.

Mr. E. J. ETHEREDGE nominated the Hon. D. J. Griffith.

Mr. NICHOLSON seconded the nomination.

There were no other nominations.

The PRESIDENT of the Senate appointed as tellers on the part of the Senate Messrs. Holliday and Bates.

The SPEAKER of the House appointed as tellers on the part of the House Messrs. E. J. Etheredge, Nicholson, and Lyon.

The Clerk of the Senate called the roll of the Senate, and the Senators voted viva voce as their names were called.

The following named Senators voted for Mr. Griffith:

Senators Bates, Bivens, Black, Blake, C. L. Blease, E. S. Blease, Brice, Brooks, Brown, Butler, Carpenter, Christensen, Davis, Douglass, Earle, Efrd, Hardin, Hay, Hood, Holliday, Hough, Hydrick, W. J. Johnson, Manning, Marshall, Mauldin, McIver, McLeod, Peurifoy, Raysor, Stackhouse, Talbert, von Kolnitz, Warren, Wells, Williams—36.

The Clerk of the House of Representatives called the roll of the House, and the Members voted viva voce as their names were called.

The following named Members voted for Mr. Griffith:

Hon. M. L. Smith, Speaker; and Messrs. Ardrey, Arnold, Ashley, Baker, Ballentine, Banks, Bass, Beamguard, Bradham, Brant, Brantley, Brice, Browning, Bruce, Callison, Clifton, Colcock, Cothran, Culler, Davis, DesChamps, DeVore, Doar, Dukes, Earhardt, Epting, E. J. Etheredge, L. B. Etheredge, Faust, Fishburne, Ford, Foster, Fraser, Gasque, Gaston, Gause, J. P. Gibson, W. J. Gibson, Glover, Graham, Gray, D. L. Green, W. McD. Green, Gyles, Hall, Hamel, Harrison, Haskell, Hemphill, D. O. Herbert, Heyward, Higgins,

Hutto, Irby, Keenan, Kershaw, Kirby, Kirven, Laney, Lawson, Lester, Little, Lofton, Lomax, Lyon, McCants, McColl, Jr., McMaster, Massey, Laban Mauldin, T. J. Mauldin, Miller, Morgan, Moses, Nance, Nash, Nicholson, Otts, Parker, Patterson, Pittman, Pollock, Poston, Prince, Pyatt, Rawlinson, Reaves, Richards, Riley, Saye, Seabrook, Sellers, Sheldon, Sinkler, Spivey, Strong, Taylor, Toole, Tribble, Turner, Verner, M. W. Walker, J. B. Watson, John J. Watson, Webb, Whaley, Whatley, Wimberly, Yeldell—110.

RECAPITULATION.

Total number of Senators voting	36
Total number of Members voting	110
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Grand Total	146
Necessary to a choice	74
Of which Mr. Griffith received	146

Whereupon the PRESIDENT announced that the Hon. D. J. Griffith, having received the unanimous vote of the Joint Assembly, is declared duly elected Superintendent of the State Penitentiary for the term of two years, beginning at the expiration of his present term.

ELECTION OF THREE MEMBERS OF THE BOARD OF DIRECTORS OF THE STATE PENITENTIARY.

Mr. NASH nominated the Hon. M. O. Rowland of Spartanburg.

Mr. McCOLL, Jr., seconded the nomination.

Mr. MORGAN nominated the Hon. W. D. Kirby of Cherokee.

Mr. POLLOCK seconded the nomination.

Mr. BRUCE nominated the Hon. J. G. Mobley of Fairfield.

Mr. JOHNSON seconded the nomination.

Mr. MAULDIN nominated the Hon. A. K. Sanders of Sumter.

Mr. MOSES seconded the nomination.

Mr. W. E. JOHNSON nominated the Hon. B. F. Holman of Aiken.

Mr. L. B. ETHEREDGE seconded the nomination.

There were no other nominations.

The PRESIDENT of the Senate appointed as tellers on the part of the Senate Messrs. E. S. Blease and Wells.

The SPEAKER of the House appointed as tellers on the part of the House Messrs. Fraser, Morgan, and Lyon.

The Clerk of the Senate called the roll of the Senate, and the Senators voted viva voce as their names were called.

The following named Senators voted for Mr. Mobley :

Senators Bates, Bivens, Black, Blake, E. S. Blease, Brice, Brooks, Brown, Butler, Carpenter, Christensen, Davis, Dennis, Douglass, Earle, Efird, Hardin, Hay, Holliday, Hough, Hydrick, W. E. Johnson, W. J. Johnson, Manning, Marshall, Mauldin, McIver, McLeod, Peurifoy, Raysor, Stackhouse, Talbert, von Kolnitz, Warren, Wells, Williams—36.

The following named Senators voted for Mr. Kirby :

Senators Bivens, Black, C. L. Blease, Brice, Brown, Butler, Carpenter, Christensen, Davis, Dennis, Earle, Hardin, Hood, Holliday, Hough, Hydrick, W. E. Johnson, Marshall, McIver, McLeod, Talbert, Warren, Wells—23.

The following named Senators voted for Mr. Sanders :

Senators Bates, Bivens, Black, Blake, C. L. Blease, E. S. Blease, Brooks, Brown, Carpenter, Christensen, Davis, Dennis, Douglass, Efird, Hardin, Hay, Hood, Holliday, Hough, W. J. Johnson, Manning, Marshall, Mauldin, McIver, McLeod, Peurifoy, Raysor, Stackhouse, Talbert, von Kolnitz, Wells, Williams—32.

The following named Senators voted for Mr. Rowland :

Senators Blake, C. L. Blease, E. S. Blease, Brice, Brooks, Butler, Douglass, Earle, Efird, Hay, Hood, Hydrick, W. J. Johnson, Manning, Mauldin, Peurifoy, Raysor, Stackhouse, von Kolnitz, Williams—20.

The following named Senators voted for Mr. Holman :

Senators Bates, W. E. Johnson, Warren—3.

The Clerk of the House of Representatives called the roll of the House, and the Members voted viva voce as their names were called.

The following named Members voted for Mr. Mobley :

Hon. M. L. Smith, Speaker ; and Messrs. Ardrey, Arnold, Ashley, Ballentine, Banks, Bass, Beamguard, Boyd, Bradham, Brant, Brantley, Brice, Browning, Bruce, Callison, Clifton, Cloy, Colcock, Culler, Davis, DesChamps, DeVore, Doar, Epting, E. J. Etheredge, L. B.

Etheredge, Faust, Fishburne, Ford, Foster, Fraser, Gaston, Gause, J. P. Gibson, Glover, Graham, Gray, D. L. Green, W. McD. Green, Gyles, Hall, Hamel, Harrison, Harley, Haskell, Hemphill, D. O. Herbert, Heyward, Higgins, Keenan, Kershaw, Kirven, LaFitte, Laney, Lawson, Lester, Lofton, Lomax, Lyon, McCants, McColl, Jr., McFaddin, McMaster, Massey, T. J. Mauldin, Miller, Morgan, Moses, Nance, Nash, Nicholson, Otts, Parker, Patterson, Pittman, Pollock, Poston, Prince, Pyatt, Rawlinson, Reaves, Richards, Riley, Sanders, Saye, Seabrook, Sheldon, Sinkler, Spivey, Stoll, Strong, Toole, Tribble, Turner, Verner, M. W. Walker, J. B. Watson, John J. Watson, Webb, Whaley, Whatley, Wimberly, Yeldell—104.

The following named Members voted for Mr. Kirby:

Messrs. Ardrey, Arnold, Ashley, Ballentine, Bass, Beamguard, Boyd, Bradham, Brant, Brantley, Callison, Cloy, Colcock, Cothran, Culler, Davis, DesChamps, DeVore, Doar, Dukes, Earhardt, Epting, E. J. Etheredge, L. B. Etheredge, Faust, Fishburne, Foster, Gasque, Gaston, Gause, W. J. Gibson, Glover, Graham, Gray, D. L. Green, W. McD. Green, Gyles, Hall, Hamel, Harrison, Harley, Hemphill, D. O. Herbert, Heyward, Hutto, Irby, Keenan, Kirven, LaFitte, Laney, Lawson, Lester, Little, Lofton, Lomax, Lyon, McCants, McFaddin, McMaster, Massey, Laban Mauldin, T. J. Mauldin, Miller, Morgan, Nance, Nash, Nicholson, Otts, Parker, Patterson, Pittman, Pollock, Poston, Prince, Pyatt, Reaves, Richards, Riley, Saye, Seabrook, Sellers, Sheldon, Sinkler, Spivey, Strong, Taylor, Toole, Tribble, Turner, Verner, M. W. Walker, John J. Watson, Webb, Whaley, Whatley, Wimberly, Yeldell—97.

The following named Members voted for Mr. Sanders:

Hon. M. L. Smith, Speaker; and Messrs. Ardrey, Banks, Bass, Bradham, Brant, Brantley, Brice, Browning, Bruce, Callison, Clifton, Colcock, Cothran, Culler, Davis, DesChamps, Doar, Dukes, Earhardt, E. J. Etheredge, Faust, Fishburne, Ford, Foster, Fraser, Gasque, Gaston, Gause, J. P. Gibson, W. J. Gibson, Glover, Graham, Gray, D. L. Green, W. McD. Green, Hamel, Harrison, Haskell, Hemphill, D. O. Herbert, Heyward, Higgins, Hutto, Irby, Kershaw, Kirven, Laney, Lawson, Lester, Little, Lofton, Lomax, Lyon, McColl, Jr., McFaddin, McMaster, Massey, Laban Mauldin, T. J. Mauldin, Moses, Nicholson, Otts, Patterson, Pittman, Pollock, Poston, Pyatt, Rawlinson, Reaves, Richards, Riley, Sanders, Saye, Seabrook, Sellers, Sheldon, Sinkler, Spivey, Stoll, Strong, Taylor, Verner, M. W. Walker, J. B. Watson, John J. Watson, Webb, Whaley, Whatley, Wimberly, Yeldell—90.

The following named Members voted for Mr. Rowland:

Hon. M. L. Smith, Speaker; and Messrs. Arnold, Ashley, Banks, Beamguard, Boyd, Brice, Browning, Bruce, Clifton, Cothran, Dukes, Earhardt, Ford, Fraser, Gasque, J. P. Gibson, W. J. Gibson, Gyles, Hall, Harley, Haskell, Higgins, Hutto, Irby, Kershaw, Little, McCants, McColi, Jr., Laban Mauldin, Miller, Morgan, Moses, Nance, Nash, Prince, Rawlinson, Sanders, Sellers, Stoll, Taylor, Tribble, Turner, M. W. Walker, J. B. Watson—45.

The following named Members voted for Mr. Holman:

Messrs. Ballentine, Cloy, DeVore, Epting, L. B. Etheredge, Keenan, LaFitte, Parker, Toole—9.

RECAPITULATION.

Total number of Senators voting	38
Total number of Members voting	115
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Grand Total	153
Necessary to a choice	77
Of which Mr. Rowland received	65
Mr. Kirby received	120
Mr. Mobley received	140
Mr. Sanders received	122
Mr. Holman received	12

Whereupon the PRESIDENT announced that Messrs. Mobley, Sanders, and Kirby, having received the highest vote given, were duly elected Directors of the State Penitentiary for the term of two years.

ELECTION OR ONE TRUSTEE OF THE COLORED NORMAL, INDUSTRIAL, AGRICULTURAL AND MECHANICAL COLLEGE.

Mr. BLEASE nominated the Hon. Arthur Kibler of Newberry.

Mr. HARDIN seconded the nomination.

There were no other nominations.

Messrs. Talbert and Efird were appointed tellers on the part of the Senate.

Messrs. Culler, Harley, and Laney were appointed tellers on the part of the House.

The Clerk of the Senate called the roll of the Senate, the Senators voting viva voce as their names were called.

The following named Senators voted for Mr. Kibler :

Senators Bates, Bivens, Black, Blake, C. L. Blease, E. S. Blease, Brice, Carpenter, Davis, Douglass, Efird, Hardin, Hay, Hydrick, Marshall, McIver, McLeod, Raysor, Talbert, Wells—20.

The Clerk of the House of Representatives called the roll of the House, and the Members voted viva voce as their names were called.

The following named Members voted for Mr. Kibler :

Hon. M. L. Smith, Speaker ; and Messrs. Ardrey, Arnold, Ashley, Baker, Ballentine, Bass, Boyd, Bradham, Brant, Brantley, Brice, Clifton, Cloy, Colcock, Cothran, Culler, Davis, DesChamps, DeVore, Doar, Earhardt, Epting, E. J. Etheredge, L. B. Etheredge, Faust, Fishburne, Ford, Foster, Fraser, Gasque, Gaston, Gause, J. P. Gibson, W. J. Gibson, Glover, Graham, Gray, D. L. Green, Gyles, Hall, Harrison, Harley, Haskell, D. O. Herbert, Higgins, Hutto, Irby, Kirven, Laney, Lawson, Lester, Little, Lofton, Lomax, Lyon, McCants, McColl, Jr., McFaddin, McMaster, Massey, Laban Mauldin, T. J. Mauldin, Miller, Morgan, Morrison, Moses, Nash, Nicholson, Otts, Parker, Patterson, Pittman, Pollock, Poston, Pyatt, Rawlinson, Reaves, Riley, Sanders, Seabrook, Sellers, Sheldon, Sinkler, Stoll, Strong, Taylor, Toole, Tribble, Turner, M. W. Walker, J. B. Watson, John J. Watson, Webb, Wimberly—95.

RECAPITULATION.

Total number of Senators voting	20
Total number of Members voting	95
Grand Total	115
Necessary to a choice	58
Of which Mr. Kibler received	115

Whereupon the PRESIDENT announced that Mr. Kibler, having received all the votes cast, was duly elected a Trustee of the Colored Normal, Industrial, Agricultural, and Mechanical College.

The business of the Joint Assembly being concluded, the PRESIDENT declared the Joint Assembly dissolved, and the Senate returned in a body to its chamber.

REPORT OF CONFERENCE COMMITTEE.

The Committee on Conference, to whom was referred "A Concurrent Resolution to appoint a Committee to Investigate the Management of the Dispensary," respectfully report that they have duly and carefully considered the same, and failing to agree, recommend that the same be submitted to a Committee of Free Conference.

EUGENE S. BLEASE,

J. D. BIVENS,

On the part of the Senate.

C. P. SANDERS,

THOS. F. BRANTLEY,

GEO. E. PRINCE,

On the part of the House.

The report was adopted.

Whereupon the PRESIDENT appointed Messrs. Cole L. Blease, Butler and Mauldin, of the Committee of Free Conference, on the part of the Senate, and a message was sent to the House accordingly.

The Senate returned to its Chamber at 1.45 P. M.

The Senate resumed the consideration of

S. 5.—Mr. Brown: A Bill to amend an Act entitled "An Act to amend Section 1731, Vol. 1, Code of Laws South Carolina, 1902, so as to reduce tobacco warehouse charges," approved the 1st day of March, 1904, so as to restore the charges changed by said Act.

Report favorable.

The question was taken to agreeing to the motion of the Senator from Darlington, viz: to indefinitely postpone the Bill, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Mr. Holliday—1.

Nays—Messrs. Bates, Bivens, Black, Blake, C. L. Blease, E. S. Blease, Brice, Brooks, Brown, Carpenter, Christensen, Davis, Dennis, Douglass, Earle, Efrid, Hay, Hood, Manning, Marshall, Mauldin, McGowan, McLeod, Raysor, Stackhouse, Talbert, von Kolnitz, Walker, Warren, Wells and Williams—31.

So the motion was lost.

Mr. HOLLIDAY proposed the following amendment:

Amend Senate Bill No. 5, Sec. 1, line 7, strike out "fifteen" (15), insert "ten" (10).

Mr. STACKHOUSE moved to lay the amendment on the table.

The motion was agreed to and the amendment laid on the table.

Mr. HOLLIDAY proposed the following amendment:

Line 8, strike out "twenty-five" (25), insert "twenty" (20).

Mr. STACKHOUSE moved to lay the amendment on the table.
The motion was agreed to and the amendment laid on the table.

Mr. HOLLIDAY proposed the following amendment:

Amend line 9, strike out (50) fifty, insert forty (40).

Mr. STACKHOUSE moved to lay the amendment on the table.
The motion was agreed to and the amendment laid on the table.

The Bill was ordered sent to the House of Representatives.

Mr. MANNING called up

S. 24.—Mr. Raysor: A Bill to amend Chapter XXXII., Criminal Code, Volume 2, Code of Laws of South Carolina, 1902, regulating the sale of spirituous liquors.

Favorable.

And the following amendment or substitute was ordered printed in the Journal; it is as follows:

By Mr. MANNING:

Amendment or substitute to a Bill to amend Chapter XXVII., Criminal Code, Volume 2, Code of Laws of South Carolina, 1902, regulating the sale of spirituous liquors.

Amend Section 1 of said Bill by inserting after the word "Governor" on the sixth line of the printed Bill, the words: "By striking out the word 'two,' on the tenth line, and by inserting the word 'one,' in lieu thereof;" and by changing the word 'two,' on the twenty-fourth line of printed Bill to the word 'one;'" so that said Section, as amended, shall read as follows:

Section 1. That Section 556, Chapter XXVII., of the Criminal Code, Vol. 2, Code of Laws of South Carolina, 1902, be, and the same is hereby, amended by striking out the words "elected by the General Assembly in joint session, as follows: The Chairman of the Board shall be first elected, and then shall be elected the two remaining members," on the sixth, seventh and eighth lines of said Section, and inserting in lieu of the words so stricken out the words "appointed by the Governor;" by striking out the word "two" on the tenth line, and inserting the word "one" in lieu thereof; and by striking out the words "until the next session of the General Assembly, when an election shall be held to fill said vacancy for the unexpired term," on the fourteenth, fifteenth and sixteenth lines of said Section; and by striking out the words, "the same per diem and mileage allowed to members of the General Assembly: *Provided*, That no member of said Board shall receive per diem for more than one hundred days in any fiscal year," on the seventeenth, eighteenth, nineteenth and twentieth lines of said Section, and inserting in lieu of the

words so stricken out the words, "an annual salary of fifteen hundred dollars, payable in monthly instalments, and shall each give bond in the usual form for the faithful discharge of his duties, in the sum of ten thousand dollars, with sureties to be approved in the same manner as the bonds of other State officers," and by adding at the end of said Section the words: *Provided, further,* That the present members of said Board shall continue in office until the expiration of the terms to which they have been elected by the General Assembly;" so that said Section as amended shall read as follows:

Section 556. A Board consisting of three members, to be known as the Board of Directors of the State Dispensary, is hereby established, whose duties and powers shall be hereinafter defined. The members of the Board shall be men of good moral character, not addicted to the use of intoxicating liquors as a beverage, and shall be appointed by the Governor. The term of office of the members of said Board shall be for one year, unless sooner removed by the Governor; they shall qualify and be commissioned in the same manner as other State officers. In the event of vacancy on said Board by death, resignation or otherwise, such vacancy shall be filled by appointment by the Governor. Each member of said Board shall receive for his services an annual salary of fifteen hundred dollars, payable in monthly instalments, and shall each give bond in the usual form for the faithful discharge of his duties, in the sum of ten thousand dollars, with sureties, to be approved in the same manner as the bonds of other State officers. The Board shall devise such a system of book-keeping and accounting as it may deem advisable. The said Board shall prescribe all rules and regulations not inconsistent with law for the government of the State Dispensary and County Dispensaries: *Provided,* That no member of this Board of Directors while holding this office shall become a candidate for any other office: *Provided, further,* That the present members of said Board shall continue in office until the expiration of the term to which they have been elected by the General Assembly.

Strike out Section 3 of said Bill and insert the following Sections in lieu thereof:

Section 3. That Section 557, Criminal Code, Chapter XXVII., Vol. 2, Code of Laws of South Carolina, 1902, be stricken out and repealed and the following Section inserted in lieu thereof:

Section 557. A Dispensary Commissioner shall be elected by the General Assembly, who shall hold his office for the term of two years, and until his successor shall be elected and qualified; and who shall

receive an annual salary of three thousand dollars, to be paid now as provided by law. The Governor shall have the right at any time to suspend the said Commissioner for any cause which he shall consider sufficient until the next meeting of the General Assembly, and appoint some suitable person to fill such vacancy during the said suspension. In case of the suspension of said Commissioner by the Governor he shall, on the first day of the meeting of the Legislature, make a report to said General Assembly, stating his reasons for his action, which action, if approved by the General Assembly, shall operate as a removal, and the General Assembly shall elect a successor to said Commissioner. In case of death, suspension or other disability of the Commissioner the Governor shall have the right to appoint a successor to fill said vacancy until the next meeting of the General Assembly. The Board of Directors of the Dispensary shall within thirty days after the first day of March, 1905, and thereafter quarterly, advertise in two or more daily newspapers of this State, and one or more daily newspapers published without the State, for bids to be made by parties desiring to furnish liquor to the Dispensary for said quarter. Said bids shall be placed in a box, as hereinafter directed, and only one bid shall be made by any one person or corporation, which shall state the quality, price and chemical analysis thereof, and accompanying the said bids there shall be a sample of each kind of liquor offered for sale, containing not less than one pint, enclosed in the same box with the bid, in a bottle the shape of which shall be suggested or prescribed by the Board of Directors, together with a uniform cork and cap, to be prescribed by them, and there shall be no label or distinguishing mark of any description or kind on either the box or the bottle to show from whom or whence it came. The box containing the bid and sample shall be sent by express to the State Treasurer at Columbia, South Carolina. On receipt of such boxes containing samples and bids the Treasurer shall open same and number the sample bottle and bid with a corresponding number, file the bid in his office and deliver the sample bottle so numbered, and a statement of the price of the liquors therein contained and without any other distinguishing mark to show from whom or whence it came, to the Directors of the Dispensary at a meeting of said Board, who shall then and there open said bids in public and record all said bids, numbered as aforesaid, in a book kept for that purpose. The State Board of Directors shall examine the liquors contained in said sample bottle and have same analyzed by the State Chemist, and award the purchase to the bid numbered

in accordance with the sample bottle, which is best according to test, analysis and price, and report the number of the bid to which the award is made to the State Treasurer, who shall thereupon declare to whom the contract is awarded. The State Treasurer shall not disclose who are the bidders for the several numbers placed by him on the bid and sample bottles before such award is made by the State Board of Directors. The Directors may reject any and all bids and readvertise for other bids. They shall contract for the purchase of all alcoholic liquors for lawful use in this State and shall have same tested in order to ascertain if they be chemically pure and according to standard and samples. If the liquors purchased fail to correspond in any respect with the samples furnished, the seller thereof shall forfeit to the State a sum equal to the value of the liquors contracted to be sold, to be recoverable in any action brought by the State against such seller. The contract for the purchase of such liquors awarded to the successful bidder, as hereinabove directed, shall not be for any specified amount, but only for such quantities and kinds of liquors as may be actually required by the Commissioner to fill orders received by him from the County Dispensers, approved by the County Board of Control, not to exceed the amount limited in the contract. The Commissioner shall have exclusive power to order goods shipped for the Dispensary under said contract, and all goods so ordered by him shall be subject to rejection by him if not in accordance with the samples and analysis filed as hereinbefore directed. Until the goods are ordered shipped by the Commissioners, the contract for their purchase shall not be a binding obligation on the State. Case or bottled liquors shall only be contracted for when of a high grade and standard reputation, and in all contracts for their purchase it shall be provided that if such goods are not sold through the Dispensary, they may be returned by the Commissioner to the seller at cost price, within one year from the date of their receipt by him. All other goods shall be purchased in bulk and bottled at the Dispensary. The Directors shall require from the successful bidder or bidders a bond in such sum as they may deem necessary, with proper surety, to insure the compliance of the bidder or bidders with the terms of said contract. The Directors of the Dispensary shall not purchase any liquor of any person, firm or corporation who shall solicit orders either by drummers, agents, samples or otherwise than as hereinbefore provided. The State Board of Directors shall make quarterly reports, showing the amounts contracted for, including brands, grades and process, with the name of the seller, during the

previous quarter, which reports shall be published in at least two daily newspapers in this State. The fiscal year of the transaction of the State Dispensary shall end on the thirtieth day of November in each year. The Governor of the State shall appoint, not later than the fifteenth day of December in each year, two expert accountants, of good character and high standing in their profession, who shall make a thorough examination of the books of account, trial balances, and balance sheet of the Dispensary for the year ending the thirtieth day of November, together with all bids, vouchers, and any and all evidences of receipts and expenditures whatsoever, and they shall certify to the General Assembly in writing, at the beginning of the regular session in January of each year, the result of such examination; this certificate to be in addition to the annual report of the Board of Directors. The accountants so named by the Governor shall each receive for his services four dollars per day, for not exceeding thirty days in any one year, to be paid from the earnings of the Dispensary. The Commissioner and the members of the Board of Directors are hereby directed and commanded to give to the accountants appointed by the Governor free and full access to all books of account, trial balances, and every and all books, invoices, receipts, bank books, and every and all papers connected with the financial operation of the Dispensary.

That two new Sections be added to said Bill as follows:

Section 5. That three new Sections be inserted in the Criminal Code, Vol. 2, Code of Laws of South Carolina, 1902, Chapter XXVII., to be known as Sections 559a, 559b, and 559c, reading as follows:

Section 559a. The State Treasurer shall keep secret the names and identity of bidders filing bids with him, as prescribed in Section 557, until after the award thereon shall have been made by the Board of Directors, and should said State Treasurer, or any person whomsoever, disclose such names and identity prior to such award being made, he shall be guilty of a misdemeanor and fined in a sum of not less than one hundred nor more than two thousand dollars, and be imprisoned not less than one month nor more than one year.

Section 559b. Any person, firm or corporation soliciting orders for the purchase of liquors from or through any Dispenser, Commissioner, member of a County Board of Control, or of the State Board of Directors, or other officer or employee connected with the State or County Dispensaries, either by a drummer, agent, or in person, or by sample, or otherwise, except by bids and samples filed with the

State Treasurer as provided in Section 557, shall be guilty of a misdemeanor and on conviction therefor shall be fined not less than one thousand dollars, or imprisoned not less than six months, and shall forfeit all right under any contract that may exist on his or its part with the State authorities for the sale of spirituous liquors.

Section 559c. If any Dispenser, or Clerk in his employ, shall violate any provisions of this Chapter or of the Constitution in reference to the sale of spirituous liquors, such Dispenser shall, in addition to the other penalties now provided by law, forfeit his salary for one month for the first offense, and on conviction for the second offense, be removed from office. The grand jury shall frequently examine and inquire as to the conduct of County Dispensers and their employees, and shall institute prosecutions in all cases where they violate any provision of this Chapter.

Section 6. That Section 576, Chapter XXVII., Criminal Code, Code of Laws of South Carolina, 1902, be amended by inserting after the word "sale," on the eighth line, the clause "or shall make any sale without requiring such written request to be signed by the applicant as provided in Section 566, or shall in any way violate the provisions of said Section 566, or shall sell or furnish any intoxicating liquors to any minor, intoxicated person or persons who are in the habit of becoming intoxicated or otherwise than as provided in this Chapter;" so that said Section as amended shall read as follows:

Section 576. If any Dispenser, or his Clerk, shall make false oath touching any matter required to be sworn to under the provisions of this Chapter, the person so offending shall, upon conviction, be punished as provided by law for perjury. If any County Dispenser shall procure any intoxicating liquors from any other person than the Dispensary Commissioner or make any false return to the County Auditor, or use any request for liquors for more than one sale, or shall make any sale without first requiring such written request to be signed by the applicant as provided in Section 566, or shall in any way violate the provisions of said Section 566, or shall sell or furnish any intoxicating liquors to any minor, intoxicated person, or persons who are in the habit of becoming intoxicated, or otherwise than as provided in this Chapter, in any such case, he shall be deemed guilty of a misdemeanor, and upon conviction, be punished by a fine of five hundred dollars, or six months' imprisonment.

RECESS.

On motion of Mr. MANNING, the Senate, at 2 P. M., recessed from business until 8 o'clock this evening.

NIGHT SESSION.

The Senate reassembled at 8 P. M. and was called to order by the PRESIDENT.

INTRODUCTION OF BILLS.

The following Bills and Joint Resolutions were introduced under suspension of Rule XXXVI.:

S. 170.—Mr. MAULDIN: A Bill to provide for a submission to the voters of all Counties wherein Dispensaries are established the question of "Dispensary," "High Liscence" or "Prohibition," and to provide the details for carrying out the result of such election, and to abolish the State Dispensary.

Read the first time and referred to the Committee on Dispensary.

S. 171.—Mr. BROWN: A Bill to establish a new voting precinct in Darlington County, to be known as Clyde, at Clyde.

Read the first time and referred to the Committee on Privileges and Elections.

S. 172.—Mr. WALKER: A Bill to provide for a reappraisement and reassessment for taxation of certain abandoned rice lands.

Read the first time and referred to the Committee on Finance.

S. 173.—Mr. E. S. BLEASE: A Bill to amend Section 2137, Volume 1, Code of Laws of South Carolina, 1902, in reference to notice of accidents to be given by railroad corporations.

Read the first time and referred to the Committee on Railroads and Internal Improvements.

S. 174.—Mr. HOOD: A Bill to amend Section 2449 of the Code of Laws of South Carolina, 1902, as amended by an Act entitled "An Act to amend an Act entitled an Act to amend Section 2449 of the Code of Laws of South Carolina, 1902, concerning the lien of certain mortgages, as amended by an Act approved the 23d day of February, 1903, by adding a proviso thereto," approved 20th February, 1904, to prevent the renewal of the lien of such mortgages.

Read the first time and referred to the Committee on Judiciary.

S. 175.—Mr. HOOD: A Bill to amend an Act entitled "An Act to fix the compensation for County Commissioners," approved 25th February, 1904, so far as it relates to number of days service by County Commissioners.

Read the first time and ordered placed on the Calendar without reference.

S. 176.—Mr. HOOD: A Bill to amend Section 8 of an Act to fix the amount of the compensation to be paid to the County officers of

the various Counties of the State, approved 27th February, 1902, by increasing the compensation of the Clerk of the Board of County Commissioners to five hundred dollars for Anderson County.

Read the first time and ordered placed on the Calendar without reference.

S. 177.—Mr. DAVIS: A Joint Resolution to refund certain over-paid taxes to Mrs. Sarah E. Weeks, of Clarendon County.

Read the first time and referred to the Committee on Finance.

S. 178.—Mr. STACKHOUSE: A Joint Resolution (with a petition) to relieve W. E. Blue, late County Treasurer of Marion County, and his sureties as such, from liability on account of paying certain school certificates on which the names of the School Trustees were forged.

Read the first time and referred to the Committee on Finance.

RESOLUTION.

Mr. HAY offered the following Resolution that Sergeant-at-Arms of Senate procure a new carpet:

Be it resolved, That the Sergeant-at-Arms of the Senate be, and he is hereby, instructed forthwith to procure a new carpet and lay the same on the floor of the lobby of the Senate Chamber.

After debate by Messrs. HAY, MAULDIN, MANNING, DOUGLASS, BROWN, COLE L. BLEASE and TALBERT, the Resolution was adopted.

REPORTS OF COMMITTEES.

Mr. BUTLER, from the Committee on Incorporations, submitted an unfavorable report on

H. 108 (43).—Mr. Stoll: A Bill to amend Section eight of an Act entitled "An Act to recharter the town of Kingstree," approved December 26, 1884.

On motion of Mr. BUTLER, the unfavorable report of the Committee was adopted and the Bill rejected.

Mr. WALKER, from the Committee on County Offices and Officers, submitted a favorable report on

S. 147.—Mr. Butler: A Bill to require Clerks of Courts to keep a record of the names of all persons elected to any office within their County.

Ordered for consideration to-morrow.

Mr. WALKER, from the Committee on County Offices and Officers, submitted a favorable report on

H. 167 (97).—Mr. Morrison: A Bill to fix the amount of the bonds to be given by the County officers of the County of Greenwood.

Ordered for consideration to-morrow.

The Senate proceeded to the consideration of the Calendar.

GENERAL ORDERS.

THIRD READING BILLS.

S. 39.—Mr. Christensen: A Joint Resolution providing for the appointment of a Commissioner to examine into the terrapin, oyster and other shell fish interest belonging to the State, and to report to the General Assembly suitable measures to adopt in order to develop said industry.

The Bill was amended as follows:

By Mr. McIVER:

Amend on line 5, of Section 1, by inserting after the words "shell fish," the words "and other kinds of fish."

The Bill was passed and ordered sent to the House of Representatives.

S. 77.—Mr. Brice: A Bill to amend Section 1214 of the Code of Laws, relating to the transfer of persons in school districts.

The Bill was passed and ordered sent to the House of Representatives.

SECOND READING BILLS.

S. 34.—Mr. Brice: A Bill to amend an Act entitled "An Act to amend Section 7 of an Act entitled 'An Act to provide for the election of the State Board of Control, and to further regulate the sale, use, consumption, transportation and disposition of intoxicating and alcoholic liquors or liquids in this State, and prescribe further penalties for violation of the Dispensary Law, and to police the same,'" approved February 25th, 1904.

Without recommendation.

On motion of Mr. BRICE, the Bill was made a Special Order for Tuesday next, at 12 M.

S. 78.—Mr. Earle: A Bill relating to the survival of causes of action.

Report favorable, with amendments.

The Bill was read and the Committee amendments adopted, to wit: Amend by striking out the title and inserting in lieu thereof "A

Bill to amend Section 2859, of Vol. 1, Code of Laws of 1902, relating to the survival of right of action."

Amend by striking out all after the enacting words and inserting in lieu thereof the following:

"Section 1. That Section 2859, Vol. 1, of the Code of Laws, 1902, be amended by inserting after the words 'real estate,' on line 2 of said Section, the words 'and any and all injuries to the person or to personal property,' so that said Section when so amended shall read as follows:

Sec. 2859. Causes of action for and in respect to any and all injuries and trespasses to and upon real estate, and any and all injuries to the person or to personal property, shall survive both to and against the personal or real representative (as the case may be) of deceased persons, and the legal representatives of insolvent persons, and defunct or insolvent corporations, any law or rule to the contrary notwithstanding.

The Bill was ordered placed on the Calendar for a third reading.

S. 79.—Mr. E. S. Blease: A Bill to prevent the appointment of certain persons to positions in the General Assembly and Engrossing Department.

Report unfavorable.

The Bill was read.

Mr. BUTLER moved to strike out the enacting words.

After debate by Messrs. BUTLER, E. S. BLEASE, HAY, COLE L. BLEASE and BROWN,

The question was taken on agreeing to the motion of the Senator from Cherokee, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bates, Black, Blake, Brice, Brooks, Brown, Butler, Carpenter, Christensen, Hardin, Hay, Hood, Holliday, Hough, Manning, Mauldin, McGowan, McIver, Peurifoy, von Kolnitz, Walker, Warren and Williams—23.

Nays—Messrs. Bivens, C. L. Blease, E. S. Blease, Davis, Dennis, Douglass, Earle Efrid, McLeod, Stackhouse, Talbert and Wells—12.

So the motion was agreed to.

S. 89.—Mr. Bivens: A Bill to amend the law relating to Magistrates and their Constables, their powers, duties, jurisdiction, salaries, etc.

Report favorable.

The Bill was read and was amended as follows:

On motion of Mr. CHRISTENSEN:

Amend by adding after line 25, printed Bill, the following words:

Beaufort County—The salary of the Constable at Beaufort shall be increased from two hundred and fifty dollars to three hundred dollars annually.

On motion of Mr. COLE L. BLEASE:

Newberry County—In Newberry County eleven Magistrates shall be appointed, one in the town of Newberry, one in the town of Prosperity, one in the town of Little Mountain, one each in Townships Nos. 2, 3, 4, 5, 6, 7, 10 and 11. The Magistrate in Newberry shall receive an annual salary of three hundred dollars; in Prosperity, one hundred dollars; in Township No. 4, one hundred dollars, and all others thirty-six dollars each per annum; said salaries shall be in lieu of all fees in criminal cases and shall be paid quarterly. Each of said Magistrates shall appoint a Constable, who shall receive the same salary as the Magistrate appointing him, in lieu of all fees in criminal cases, and each Constable shall also receive five cents per mile each way for each mile necessarily traveled in serving and executing arrest or witness warrants in criminal cases in Court of General Sessions, and for conveying prisoners after conviction to the jail or chain-gang. Each Magistrate shall file with the Clerk of the Court of Common Pleas and General Sessions a certificate of the appointment of his Constable, and said Constable, before entering upon the discharge of his duties, shall file with the said Clerk a bond in the penal sum of two hundred dollars in the form required by law for Constables: *Provided*, That no Magistrate shall appoint any person as his Constable who is related to such Magistrate by affinity or consanguinity within the third degree. The County Supervisor shall furnish dockets and blanks for said Magistrates for criminal cases only: *Provided*, That the Constable appointed as aforesaid shall serve throughout the County all papers issued in criminal cases by Magistrates appointing them, except in case where said Constables are not able to serve the same for good and sufficient cause, which cause shall be made to appear by affidavit on any account rendered against the County by the person actually serving the same: *Provided, further*, That the County Board of Commissioners shall furnish a suitable office for the Magistrate in the town of Newberry. The jurisdiction of each Magistrate shall extend throughout the County and shall not be confined to the township in which he resides.

The Bill was ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 91.—Mr. Hood: A Bill to repeal Section 2939, Civil Code, 1902, relating to jury fee.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 95 (22).—Mr. Morgan: A Bill to amend Section 2941 of Vol. 1, Code of Laws of South Carolina, 1902, by striking out said Section, and inserting in lieu thereof another to be known as Section 2941.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 99.—Mr. Cole L. Blease: A Bill to amend Section 562, Civil Code, Vol. 2, 1902, relating to appointment of County Dispensers.

Report favorable.

On motion of Mr. COLE L. BLEASE, the Bill was made the Special Order for Tuesday next, at 12.30 P. M.

S. 100.—Mr. Peurifoy: A Bill to amend Sections 3091 and 3092, Civil Code, 1902, relating to legal notices, by striking out word "Colleton."

Report favorable, with amendments.

The Bill was read and the Committee amendments adopted, to wit:

That they have duly considered the same, and recommend that it do pass, with the following amendment:

By inserting in Section 1, page 3, line 12(of written Bill, after the word "annum" and before the word "*Provided*," the words, "*Provided*, That the publication of any of the notices therein mentioned may be let by contract for not more than the prices herein mentioned."

Ordered placed on the Calendar for a third reading.

S. 101.—Mr. Bates: A Bill to amend Section 305 of the Code of Laws, Vol. 2, of South Carolina, relating to the sale of diseased flesh.

Report favorable.

The Bill was read, and, on motion of Mr. BATES, amended as follows:

Amend by striking out the word "on," in the 3d line of Section 1, and inserting in its stead the word "or."

Amend further, by striking out the word "was," on the 3d line of Section 1, and inserting in its stead the words "may be."

Ordered placed on the Calendar for a third reading.

H. 107 (24).—Mr. Colcock (by request): A Bill to finally dispose of all moneys in the State Treasury known as "Direct Tax Funds." Report favorable.

The Bill was read, and, on motion of Mr. COLE L. BLEASE, was amended as follows:

Amend by striking out "school," in line 4, Section 4, and insert "general," and strike out the balance of the Section after the word "fund."

Ordered placed on the Calendar for a third reading.

ADJOURNMENT.

Mr. HARDIN moved that when the Senate adjourn it adjourn to meet to-morrow at 10 A. M.

The motion was agreed to.

On motion of Mr. McLEOD, the Senate, at 10.05 o'clock, adjourned.

FRIDAY, JANUARY 27, 1905.

The Senate assembled at 10 A. M., the hour to which it stood adjourned, and was called to order by the PRESIDENT.

The roll was called, and, a quorum answering to their names, the PRESIDENT announced the Senate ready to proceed to business.

The proceedings were opened with prayer by the Rev. Walter I. Herbert, Chaplain.

The Clerk proceeded to read the Journal of yesterday, whereupon on motion of Mr. BLAKE, the further reading of the Journal was dispensed with.

The PRESIDENT called for Petitions, Memorials, Presentments of Grand Juries and such like papers.

INTRODUCTION OF BILLS.

The following Bills and Joint Resolutions were introduced under suspension of Rule XXXVI.:

S. 179.—Mr. COLE L. BLEASE: A Bill to amend Section 2729 of Code of Laws, Volume 1, 1902, relating to disqualification of Justices of Supreme Court to sit in certain cases.

Read the first time and referred to the Committee on Judiciary.

S. 180.—Mr. HOOD: A Bill to change the County line of Anderson County, so as to include a portion of Abbeville County.

Read the first time and referred to the Committee on Privileges and Elections.

S. 181.—Mr. COLE L. BLEASE: A Bill to compel the Columbia, Newberry and Laurens Railroad Company and Southern Railway Company to erect a Union Depot at Newberry.

Read the first time and referred to the Committee on Railroads and Internal Improvements.

S. 182.—Mr. COLE L. BLEASE: A Bill to amend Section 2820, Code of Laws of South Carolina, Vol. 1, 1902, relating to disqualification of Judges to preside in the trial of certain cause.

Read the first time and referred to the Committee on Judiciary.

S. 183.—Mr. MAULDIN: A Bill to amend Section 1079, Volume 1, Code of Laws, 1902, as to compensation of the State Board of Pensions.

Read the first time and referred to the Committee on Finance.

S. 184.—Mr. MAULDIN: A Bill to amend an Act entitled "An Act to amend Sub-division Class C, No. 1, of Section 2, of an Act to amend Sections 1065, 1066 and 1067, Chapter XXII., Volume 1, of the Code of Laws of South Carolina, 1902, relating to Pensions," approved the 26th day of February, A. D. 1902, approved 11th day of February, A. D. 1904, so as to reclass widows, and provide for disposition of dues to deceased pensioners.

Read the first time and referred to the Committee on Judiciary.

S. 185.—Mr. MARSHALL: A Joint Resolution to authorize the Governor to enter into a contract with the representatives of soldiers to collect whatever pay is due soldiers for services rendered in the Spanish-American War.

Read the first time and referred to the Committee on Military.

REPORTS OF COMMITTEES.

Mr. DAVIS, from the Committee on Engrossed Bills, made the following:

The Committee on Engrossed Bills respectfully report that they have duly considered

S. 15.—Mr. Butler: A Bill to require railroad companies to construct, maintain and operate industrial side tracks,

And find the same properly engrossed and ready to be sent to the House.

Mr. HAY, from the Committee on Judiciary, submitted an unfavorable report on

S. 140.—Mr. Marshall: A Bill to further regulate the salaries of certain Court Stenographers.

Ordered for consideration to-morrow.

Mr. BROWN, from the Committee on Education, submitted a favorable report on

S. 163.—Mr. Carpenter: A Bill to fix the time for electing Trustees for Easley School District No. 13, in May.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 165.—Mr. von Kolnitz: A Bill to amend Section 163 of the Criminal Code of South Carolina, so as to make it a crime to break into any vessel.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted an unfavorable report on

S. 166.—Mr. Douglass: A Bill to amend Section 2836, Code of Laws, 1902, relating to the payment of money to minors by including Master within its provisions.

On motion of Mr. DOUGLASS, the Bill was laid upon the table, with the privilege of withdrawing it from the files of the Senate.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

H. 169 (86).—Mr. Doar: A Bill to further regulate the hunting of deer in this State.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

S. 172.—Mr. Walker: A Bill to provide for a reappraisement and reassessment for taxation of certain abandoned rice lands.

Ordered for consideration to-morrow.

PAPERS FROM THE HOUSE OF REPRESENTATIVES.

The House sent the Senate the following:

H. 186 (9).—Mr. Kershaw: A Bill to amend an Act entitled "An Act to amend Section 1731, Vol. I., Code of Laws of South Carolina, 1902, so as to reduce tobacco warehouse charges," approved March 1, 1904, so as to restore the charges changed by said Act.

Read the first time and ordered placed on the Calendar for consideration to-morrow.

MESSAGE No. 8.

In the House of Representatives,
Columbia, S. C., January 26th, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it agrees to the report of the Committee of Conference on

H. 171 (S. 7.—Mr. Blease): A Concurrent Resolution to appoint a Committee to investigate the management of the Dispensary,

And has appointed on the part of the House, as a Committee of Free Conference, Messrs. Gaston, DesChamps and M. W. Walker.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

The Senate proceeded to the consideration of the Calendar.

GENERAL ORDERS.

THIRD READING BILLS.

The following Bills and Joint Resolutions were severally read the third time, passed and ordered sent to the House of Representatives:

S. 12.—Mr. Marshall: "A Bill to further provide for the creation and continuance and to define the duties and powers of the Historical Commission of this State, now existing under the terms of an Act to provide for the appointment of a Historical Commission of the State of South Carolina, for the purpose of collecting and preserving all matter relating to the History of the State," approved December 27th, A. D. 1894.

S. 78.—Mr. Earle: A Bill relating to the survival of causes of action.

S. 91.—Mr. Hood: A Bill to repeal Section 2939, Civil Code, 1902, relating to jury fee.

S. 100.—Mr. Peurifoy: A Bill to amend Sections 3091 and 3092, Civil Code, 1902, relating to legal notices, by striking out word "Colleton."

S. 101.—Mr. Bates: A Bill to amend Section 305 of the Code of Laws, Vol. 2, of South Carolina, relating to the sale of diseased flesh.

The following Bill having received three readings in both Houses, it was ordered that the title be changed to that of an Act and it be enrolled for ratification:

H. 95 (22).—Mr. Morgan: A Bill to amend Section 2941 of Vol. 1, Code of Laws of South Carolina, 1902, by striking out said Section, and inserting in lieu thereof another to be known as Section 2941.

Mr. BUTLER moved to reconsider the vote whereby the amendment offered by Mr. Cole L. Blease, to

H. 107 (24).—Mr. Colcock (by request): A Bill to finally dispose of all moneys in the State Treasury known as "Direct Tax Funds," Viz: strike out "school" and insert "general."

The motion was agreed to.

Mr. COLE L. BLEASE then withdrew the amendment.

The Bill having received three readings in both Houses, it was ordered that the title be changed to that of an Act, and it be enrolled for ratification.

The following Bill was read the third time:

S. 89.—Mr. Bivens: A Bill to amend the law relating to Magistrates and their Constables, their powers, duties, jurisdiction, salaries, etc.,

And the following amendments adopted, to wit:

On motion of Mr. BUTLER:

Add at the end of Bill:

Cherokee County—The Judicial Districts shall be as follows: The First District shall embrace Limestone Township; the Second shall embrace White Plains Township; the Third District shall embrace Draytonville Township; the Fourth District shall embrace Gowdeysville Township; the Fifth District shall embrace Morgan, and the Sixth shall embrace Cherokee Township. The said Magistrates and their Constables shall each receive from said County, as compensation for their services and in lieu of all fees and costs in criminal cases, the following salaries per annum, payable quarterly, to wit: the two Magistrates for the First District, residing at Gaffney, one hundred dollars each, payable quarterly, and they may direct all criminal process to the Sheriff of the County, who shall receive no additional salary for same, other than is now allowed by law for said Sheriff, but for the service of all civil process issuing from said Magistrate's Court, the fees now allowed by law for Constables, and the said Magistrates shall have jurisdiction over Cherokee County; and the Magistrate of the Sixth District, residing at Blacksburg, shall receive one hundred dollars, and the Constable for said Magistrate shall receive one hundred dollars as a salary; and all other Magistrates for said County each shall receive forty dollars, and their Constables each

fifty dollars, payable quarterly. There shall be appointed additional Magistrates as follows: One for Limestone Township, near Grassy Pond; one for Cherokee Township, who, with his Constable, shall reside and have police power at Cherokee Falls, with concurrent jurisdiction with the Magistrates of the Third and Fourth Districts; and one, who shall reside at or near Littlejohn's Precinct, with concurrent jurisdiction with the Magistrates of the Third and Fourth Districts; and one, who shall reside near Butler's Precinct, with concurrent jurisdiction with the Magistrates of the First and Second Districts; and the said additional Magistrates shall each appoint one Constable, they and their Constables shall each, respectively, receive the same salary as the Magistrates and Constables of the Fourth District.

On motion of Mr. WARREN:

Hampton—There shall be appointed for the County of Hampton seven (7) Magistrates. Two for Peebles Township, who shall each receive a salary of one hundred dollars. One for Pocatigo Township, who shall receive a salary of one hundred dollars; one for Coosawhatchie Township, who shall receive a salary of one hundred and fifty dollars; one for Rebut Township, who shall receive a salary of one hundred and twenty-five dollars; one for Goethe Township, who shall receive a salary of one hundred and twenty-five dollars; one for Lowten Township, who shall receive a salary of one hundred and seventy-five dollars. That each of said Magistrates shall appoint a Constable, at a salary each equal in amount with the Magistrate appointing such Constable. That said Magistrates and Constables so appointed shall reside in the Township for which they are appointed, and that the salaries so provided herein for said Magistrates and Constables shall be in lieu of all cost in criminal cases, including the holding of all inquests. That each of said Magistrates so appointed shall pay over to the County Treasurer all fines and costs collected by them in criminal cases, and shall enforce the game laws of the State.

On motion of Mr. CHRISTENSEN:

Amend by inserting in Section one, after line , printed Bill, the words: "The Magistrate at Yemassee shall have power and authority to appoint two Constables, and each of said Constables shall receive an annual salary of one hundred dollars."

On motion of Mr. DAVIS:

Amend by inserting in Section one, after line two, the following words:

Clarendon County—The salary of the Magistrate at St. Paul shall

be increased from two hundred and fifty dollars to three hundred dollars annually.

Further consideration of the Bill was then postponed, and the Bill was made the Special Order for next Thursday (February 2), at 12 M.

SECOND READING BILLS.

S. 31.—Mr. Christensen (by request): A Bill to finally dispose of all moneys in the State Treasury known as Direct Tax Fund.

Report unfavorable.

On motion of Mr. CHRISTENSEN, the Bill was laid upon the table, with the privilege of withdrawing it from the files of the Senate.

H. 66 (3).—Mr. Sinkler: A Bill to amend Section 1775 of the Code of Laws of South Carolina, 1902, Vol. 1, fixing liability of stockholders in banks and banking institutions.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 80.—Mr. Mauldin: A Joint Resolution to authorize corporations intending to furnish light, heat and power to the public to condemn rights of way and other easements over the lands of others.

Report unfavorable.

On motion of Mr. MAULDIN, the unfavorable report of the Committee was laid upon the table.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 82.—Mr. Butler: A Bill to punish the corrupt giving, offering, promising and receiving of gifts and gratuities.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 90.—Mr. Wells: A Bill to fix and declare the liabilities of any corporation, firm or individual operating a relief department to employees, and to regulate the operation of the same.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 96 (46).—Mr. McColl, Jr.: A Bill to authorize the Trustees of Clio School District, being School District No. 9, of Marlboro County, to issue bonds for the purpose of purchasing or exchanging

school sites, erecting school buildings thereon, and equipping the same.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 102.—Mr. Douglass: A Bill to authorize the Town Council of Union, in Union County, to elect a Town Auditor, to define his powers and duties, and fix his compensation.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 110 (54).—Mr. Lyon: A Bill to amend Section 1198, Code of Laws of South Carolina, 1902, Vol. 1, so as to change the provisions as to traveling expenses of the County Superintendent of Education of Abbeville and Marlboro Counties.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

H. 111 (39).—Mr. Sinkler: A Bill granting the United States the title of this State to, and the jurisdiction of the State over, certain lands on Sullivan's Island, in Charleston County, for military purposes.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 117 (4).—Judiciary Committee substitute: A Bill to amend Section 1843 of the Code of Laws of South Carolina, 1902, Vol. 1, fixing liability of stockholders in corporations, other than banks and banking institutions.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 118.—Mr. Ardrey: A Bill to prohibit trespass.

The Bill was read and was amended as follows:

On motion of Mr. EARLE:

Amend by inserting on line 2, after the word "for," and before "the," the words "any one of the following purposes," and by striking out "the purposes."

On motion of Mr. HOLLIDAY:

Line 3, "or straw or surf."

Ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 120.—Mr. Cole L. Blease: A Bill to amend Section 2009, of Code of Laws of South Carolina, Vol. 1, 1902, as amended by an Act approved 20th day of February, 1904, so as to except the city of Newberry from the provisions of said Section.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 122.—Mr. Brown: A Bill to validate and confirm the sale and conveyance of two lots, Nos. one and two, in the town of Darlington, known as the jail lots, by the County Board of Commissioners of Darlington County, to C. W. Hewitt.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

H. 123 (18).—Mr. Frost: A Bill for the protection of the aids to navigation, established by the authority of the United States Light-House Board, within the State of South Carolina.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 126 (28).—Mr. Laban Mauldin: A Bill to repeal Section 489 of the Criminal Code of Laws of South Carolina, 1902, Vol. 2, relating to County Auditors.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 127 (70).—Mr. Yeldell: A Bill to regulate the traffic in seed cotton and unpacked lint cotton.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 131.—Mr. Williams: A Joint Resolution to authorize the State Board of Health of South Carolina, to negotiate with the U. S. Government to operate the State Quarantine Stations under certain conditions.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 136.—Mr. Stackhouse: A Bill to amend Section 1 of an Act entitled "An Act to amend the various Statutes and the laws as to school districts embracing the towns of Marion, Mullins, Latta and Dillon, in Marion County.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 138.—Mr. Manning: A Bill in reference to the duties of Chairmen of local Boards of Assessors and their compensation.

Report favorable.

The following proposed amendments were ordered printed in the Journal:

Insert in Sec. 1, line 1, after the word Chairman "or his agent;" line 8, before the word "report," insert "sworn written."

Insert on line 10, before "dollars" the word "two."

S. 139.—Mr. Hood: A Bill to amend Section 430, Vol. 1, Code of Laws of South Carolina, 1902, so as to further provide for the collection of taxes which have escaped assessment in any year.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 141.—Mr. Warren: A Bill to repeal Section 311 of the Civil Code of Laws of South Carolina.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 146.—Mr. Hood: A Bill to amend an Act entitled "An Act to fix the salaries of County Supervisors," approved the 24th day of February, 1904, increasing the salary of the County Supervisor of Anderson County to \$1,500.

Without reference.

The Bill was read and amended as follows:

On motion of Mr. CHRISTENSEN:

Amend Section one, line ten, by adding after the word "expenses," the words: "and the Supervisor shall give his entire time to the discharge of his duties as prescribed by law."

On motion of Mr. COLE L. BLEASE:

Strike out on line (29) \$7.50 and insert \$900.

On motion of Mr. HOLLIDAY:

Amend line 23, after "Horry," strike out "five hundred," and insert "six hundred."

On motion of Mr. HOUGH:

Amend by striking out the word "six," on line 24, after word "Lancaster," and insert "eight."

On motion of Mr. PEURIFOY:

Amend by striking out after the word "Colleton," the words "three hundred and fifty," and insert in lieu thereof the words "eight hundred," on line 13, of Sec. 1.

Ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 147.—Mr. Butler: A Bill to require Clerk of Court to keep a record of the names of all persons elected to any office within their County.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 148.—Mr. Hay: A Bill to amend an Act entitled "An Act to provide for the erection and equipment of a new Court House at Camden, and to authorize the issue of bonds for such purpose," approved February 19th, 1904.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 149.—Mr. Peurifoy: A Bill to authorize and empower the County Board of Commissioners of Colleton County to sell a portion of poor farm and to use proceeds of sale in improvements.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 154.—Mr. Bates: A Bill to abolish the office of Township Commissioner in Barnwell County, and make the General Law as to County Government and assessment of property for taxation applicable thereto.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 155.—Mr. Butler: A Bill to devolve the duties of the Board of Public Works for the town of Gaffney, upon the Town Council and Treasurer and Clerk, and fixing the amount of bond of said Treasurer and Clerk at \$5,000.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 157.—Mr. Hardin: A Bill to provide for the temporary borrowing by the County Treasurer of Chester County of certain funds, and to direct the application of the same.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 158.—Mr. Stackhouse: A Joint Resolution (with a petition), to relieve James D. Montgomery, County Treasurer of Marion County, and the Ætna Indemnity Company, of Hartford, Connecticut, the surety on his official bond, from liability for paying certain school teachers' pay certificates on which the names of School Trustees were forged by G. Raymond Berry, late County Superintendent of Education for Marion County.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 159.—Mr. Christensen: A Concurrent Resolution in regard to obstructing Screven's Ferry, in Beaufort County.

On motion of Mr. CHRISTENSEN, the Senate agreed to the Resolution and ordered it sent to the House for concurrence.

S. 162.—Mr. Williams: A Bill to authorize and empower the County Board of Commissioners for Williamsburg County to sell the County's poor house and farm and to purchase another.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 164.—Mr. Raysor: A Bill to enable and authorize School District No. 70, embracing the town of Elloree, in Orangeburg, to issue bonds for the purpose of paying for the erection and maintenance of a public school building, and to provide for the payment of accruing interest and principal of said bonds.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 167 (97).—Mr. Morrison: A Bill to fix the amount of the bonds to be given by the County officers of Greenwood County.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 176.—Mr. Hood: A Bill to amend Section 8 of an Act to fix the amount of the compensation to be paid to the County officers of the various Counties of the State," approved 25th February, 1902,

by increasing the compensation of the Clerk of the Board of County Commissioners to five hundred dollars for Anderson County.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading.

SPECIAL ORDERS.

Mr. RAYSOR then called up Special Order.

S. 6.—Mr. Raysor: A Bill to require all parents or guardians to compel their children or wards to attend school for twelve weeks in each year.

Report favorable.

Second reading.

The Bill was read and ordered placed on the Calendar for a third reading, and the following proposed amendment ordered printed in the Journal:

By Mr. COLE L. BLEASE:

Amend Bill No. 6: *Provided, further,* That if any parent or guardian as herein referred to shall send his child, children, or ward to a private school or have them taught at home by a competent teacher for the period herein required, then the provisions of this Act shall not apply to such parent or guardian.

LEAVE OF ABSENCE.

Mr. HOUGH asked for and obtained leave of absence for the Senator from Laurens for one week.

ADJOURNMENT.

Mr. BATES moved that when the Senate adjourn it adjourn to meet next Monday at 12 M.

The motion was agreed to.

On motion of Mr. W. E. JOHNSON, the Senate, at 12.30 P. M., adjourned.

MONDAY, JANUARY 30, 1905.

The Senate assembled at 12 M., the hour to which it stood adjourned, and was called to order by the PRESIDENT.

The roll was called, and, a quorum answering to their names, the PRESIDENT announced the Senate ready to proceed to business.

The proceedings were opened with prayer by the Rev. Walter I. Herbert, Chaplain.

The Clerk proceeded to read the Journal of yesterday, whereupon on motion of Mr. HOOD, the further reading of the Journal was dispensed with.

The PRESIDENT called for Petitions, Memorials, Presentments of Grand Juries and such like papers.

INTRODUCTION OF BILLS.

The following Bills and Joint Resolutions were introduced under suspension of Rule XXXVI.:

S. 187.—Mr. BIVENS: A Bill to amend Section 2310, Civil Code of South Carolina, relating to contracts of sale for future delivery.

Read the first time and referred to the Committee on Judiciary.

S. 188.—Mr. EFIRD: A Bill to ratify the amendment to Section 9, of Article III., of the State Constitution, so as to provide for bi-ennial sessions of the General Assembly.

Read the first time and referred to the Committee on Judiciary.

S. 189.—Mr. W. J. JOHNSON: A Joint Resolution to empower and require the Trustees of School District No. 5, to transfer four hundred (\$400) dollars of the surplus to the Trustees of School District No. 22 of Fairfield County for the building and maintenance of a graded school.

Read the first time and ordered for consideration to-morrow.

S. 190.—Mr. W. J. JOHNSON: A Bill to reorganize the military forces of this State, to adopt and make of force a military code, and to provide penalties for the violation thereof, and to repeal all laws referring to the military forces not herein re-enacted.

Read the first time and referred to the Committee on Military.

S. 191.—Special Committee (with report): A Bill to amend the law in reference to the Board of Phosphate Commissioners, and to further define their powers and duties.

Read the first time.

Ordered that it be placed on the Calendar without reference, and that the report be printed in the Journal

The Report is as follows:

REPORT OF SPECIAL COMMITTEE.

Your Committee, appointed under the following Resolution, That Senate Bill No. 1, be referred to the Special Committee, consisting of the Senator from Hampton, the Senator from Marion, the Senator

from Oconee, the Senator from Fairfield, and the Senator from Colleton, with leave to report by Bill, or otherwise, beg leave to submit the following report:

We have carefully considered the report that was made by the Special Commission appointed at the last session of the General Assembly, and have had before us the State Geologist, and have had complete statistical information in respect to the erection, maintenance, etc., of fertilizer factories. The State Geologist has not sufficient statistical information to give an exact opinion as to the amount of phosphatic deposits in the rivers and lands now belonging to the State, but has an opinion derived from general observation and from personal knowledge of the available phosphatic deposits, that the State has ample supply of phosphate rock to furnish material for the manufacture of acid phosphate for a period of twenty years or longer. He states that the marsh land phosphate beds, favorably located, are being mined to great advantage by individual owners, and urges that the State marsh land phosphate beds be properly prospected because of their future value to the State. He states that the South Carolina river rock contains 56 per cent. bone phosphate, the land rock 58 per cent. The former of these was more valuable than the latter formerly for export purposes because in the foreign market the reverted phosphoric acid was not considered valuable as a fertilizer. The land rock affords more iron and alumina; therefore, produces in manufacture as acid phosphate a larger portion of reverted phosphoric acid for which the English practice accords no commercial valuation. American and some continental practice differs from the English because all water soluble phosphoric acid becomes reverted in moist soil, in which form it is absorbed by vegetation.

The quantity of high grade 78 per cent. export rock as now appears in the States of Florida and Tennessee to be limited and will probably be exhausted within ten years, but the quantity of rock which will bear a 65 per cent. guarantee is very large and its limit not readily calculable. The South Carolina river rock, worth about \$3.00 per ton, f. o. b. Port Royal, or \$5.25 f. o. b. interior, affords an acid phosphate in manufacture which yields 13 per cent. available phosphoric acid. The Tennessee 72 per cent. rock is worth, delivered in South Carolina, about \$6.40 per ton, and affords an acid phosphate warranting a guarantee of 16 per cent. The difference as calculated on the basis of the value of the units of phosphoric acid, yields an advantage to the Tennessee rock of 60 cents per ton at the points where the freight rate on the Carolina rock is \$2.25 (f. o. b. interior),

which advantage disappears where the rate on Carolina rock is \$1.65 or less. It will be seen that for the Tennessee rock or the Florida rock to be on a parity of commercial value with the South Carolina rock f. o. b. Port Royal, could not exceed \$1.00 per ton. Upon this basis it seems safe to say that the State can mine its phosphate at a profit, but it may be more expedient for the State to purchase rock from elsewhere until the difference in price is more than at present.

We find that there are quite a number of individuals operating small dredges or boats in mining phosphate rock at present. It is probable that these small industries might, under proper management, afford a partial supply for the State's plant.

The present prices of acid phosphate f. o. b. interior, are upon an average of \$5.00 per ton in excess of the price which obtained some five years back. We think that the cause of this advance in prices is the Virginia-Carolina Chemical Company, or Fertilizer Trust, as it is called, has absorbed, purchased or crushed out all except a few of the industries heretofore engaged in the mining and manufacture of acid phosphates. In our opinion there is no question about the supply of phosphate rock owned by the State, for many years to come, being sufficient to meet the demands for all the agricultural purposes of the State. The actual cost of mining phosphate rock per ton f. o. b. dry sheds, is \$2.00 to \$2.50, with the labor usually used by individuals or corporations.

The cost of mining will be materially reduced by the use of convict labor as is proposed. The State Geologist gives as the cost of the 12 to 13 per cent. acid phosphate at interior points upon the basis of individual mining and manufacture at \$8.02 per ton. This is the goods that farmers of the State are now paying \$15 to \$17 for. There was about 450,000 tons of fertilizer sold in this State in 1904. About one-half of this amount is acid phosphate. The State Geologist, having had considerable personal experience in the construction of fertilizer plants, we have asked him to submit estimates for such construction, which he has submitted in detail. The erection of a plant that would put out 100,000 tons of acid phosphate per annum, working ten hours per day and allowing three weeks in the year for repairs, would cost all told, \$528,188, including engineers, two and one-half per cent. for plans and supervision. This estimate includes the purchase of all lands, warehouse, tracks, material, implements, tools, etc., that are necessary, and at the present market value for best material, and common labor used to be paid \$1.00 per day. Many of these items we are satisfied can be considerably reduced.

He also submits an estimate for a fertilizer factory of 30,000 tons per annum, \$157,500, together with the diagram.

Upon these facts, as we have investigated, the fertilizer trust has become a most formidable public enemy and deserves to be checked by any means at the command of the State. We deem it a practical business proposition for the State to protect its agricultural interests by manufacture and distribution and sale for cash to its citizens of a suitable commercial fertilizer. We are pleased to find that this idea meets with the hearty approval of a number of the State's officers, who are in position to know most of the probable operations of such plants. We find that there will be sufficient convict labor to meet all immediate demands for the purpose of carrying out the Bill, which is herewith reported. We find that the Sinking Fund will have sufficient funds on hand to loan the Phosphate Commission to carry out the plans of the Bill. We herewith report Bill entitled "A Bill to amend the law in reference to the Board of Phosphate Commissioners, and to further define their powers and duties," and recommend that the same be placed upon the Calendar without further reference and printed, and that it do pass.

E. F. WARREN,
Senator from Hampton.
JAMES STACKHOUSE,
Senator from Marion.
J. R. EARLE,
Senator from Oconee.
W. J. JOHNSON,
Senator from Fairfield.
J. E. PEURIFOY,
Senator from Colleton.
Committee

REPORTS OF COMMITTEES.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

S. 161.—Lee County Delegation: A Bill to enable the Commissioners of the Sinking Fund to lend funds to the County Board of Commissioners of Lee County, to pay the past indebtedness of said County, and to authorize the said County Board of Commissioners to pledge the special tax levy herein provided to secure the same.

Ordered for consideration to-morrow.

The Senate proceeded to the consideration of the Calendar.

GENERAL ORDERS.

THIRD READING BILLS.

The following Bills and Joint Resolutions were severally read the third time, passed and ordered sent to the House of Representatives:

S. 80.—Mr. Mauldin: A Joint Resolution to authorize corporations interfering to furnish light, heat and power to the public to condemn rights of way and other easements over the lands of others.

S. 82.—Mr. Butler: A Bill to punish the corrupt giving, offering promising and receiving of gifts and gratuities.

S. 90.—Mr. Wells: A Bill to fix and declare the liabilities of any corporation, firm or individual operating a relief department to employees, and to regulate the operation of the same.

S. 102.—Mr. Douglass: A Bill to authorize the Town Council of Union, in Union County, to elect a Town Auditor, to define his powers and duties, and fix his compensation.

S. 120.—Mr. Cole L. Blease: A Bill to amend Section 2009, of Code of Laws of South Carolina, Vol. 1, 1902, as amended by an Act approved 20th day of February, 1904, so as to except the city of Newberry from the provisions of said Section.

S. 122.—Mr. Brown: A Bill to validate and confirm the sale and conveyance of two lots, Nos. one and two, in the town of Darlington, known as the jail lots, by the County Board of Commissioners of Darlington County, to C. W. Hewitt.

S. 131.—Mr. Williams: A Joint Resolution to authorize the State Board of Health of South Carolina, to negotiate with the U. S. Government to operate the State Quarantine Stations under certain conditions.

S. 136.—Mr. Stackhouse: A Bill to amend Section 1 of an Act entitled "An Act to amend the various Statutes and the laws as to school districts embracing the town of Marion, Mullins, Latta and Dillon, in Marion County."

S. 139.—Mr. Hood: A Bill to amend Section 430, Vol. 1, Code of Laws of South Carolina, 1902, so as to further provide for the collection of taxes, which have escaped assessment in any year.

S. 146.—Mr. Hood: A Bill to amend an Act entitled "An Act to fix the salaries of County Supervisors," approved the 24th day of February, 1904, increasing the salary of the County Supervisor of Anderson County to \$1,500.

S. 148.—Mr. Hay: A Bill to amend an Act entitled "An Act to provide for the erection and equipment of a new Court House at

Camden, and to authorize the issue of bonds for such purpose," approved February 19th, 1904.

S. 149.—Mr. Peurifoy: A Bill to authorize and empower the County Board of Commissioners of Colleton County to sell a portion of poor farm and to use proceeds of sale in improvements:

S. 155.—Mr. Butler: A Bill to devolve the duties of the Board of Public Works for the town of Gaffney, upon the Town Council and Treasurer and Clerk, and fixing the amount of bond of said Treasurer and Clerk at \$5,000.

S. 158.—Mr. Stackhouse: A Joint Resolution (with a petition), to relieve James D. Montgomery, County Treasurer of Marion County, and the Ætna Indemnity Company, of Hartford, Connecticut, the surety on his official bond, from liability for paying certain school teachers' pay certificate on which the names of School Trustees were forged by G. Raymond Berry, late County Superintendent of Education for Marion County.

S. 162.—Mr. Williams: A Bill to authorize and empower the County Board of Commissioners for Williamsburg County to sell the County's poor house and farm and to purchase another,

S. 164.—Mr. Raysor: A Bill to enable and authorize School District No. 70, embracing the town of Elloree, in Orangeburg, to issue bonds for the purpose of paying for the erection and maintenance of a public school building, and to provide for the payment of accruing interest and principal of said bonds.

S. 170.—Mr. Hood: "A Bill to amend Section 8 of an Act to fix the amount of the compensation to be paid to the County officers of the various Counties of the State," approved 25th February, 1902, by increasing the compensation of the Clerk of the Board of County Commissioners to five hundred dollars for Anderson County:

The following Bills and Joint Resolutions having received three readings in both Houses, it was ordered that the titles be changed to Acts and enrolled for ratification:

H. 66 (3).—Mr. Sinkler: A Bill to amend Section 1775 of the Code of Laws of South Carolina, 1902, Vol. 1, fixing liability of stockholders in banks and banking institutions.

H. 96 (46).—Mr. McColl, Jr.: A Bill to authorize the Trustees of Clio School District, being School District No. 9, of Marlboro County, to issue bonds for the purpose of purchasing or exchanging school sites, erecting school buildings thereon, and equipping the same.

H. 110 (54).—Mr. Lyon: A Bill to amend Section 1198, Code of Laws of South Carolina, 1902, Vol. 1, so as to change the provisions as to traveling expenses of the County Superintendent of Education of Abbeville and Marlboro Counties.

H. 111 (39).—Mr. Sinkler: A Bill granting the United States the title of this State to, and the jurisdiction of the State over, certain lands on Sullivan's Island, in Charleston County, for military purposes.

H. 117 (4).—Judiciary Committee substitute: A Bill to amend Section 1843 of the Code of Laws of South Carolina, 1902, Vol. 1, fixing liability of stockholders in corporations, other than banks and banking institutions.

H. 123 (18).—Mr. Frost: A Bill for the protection of the aids to navigation, established by the authority of the United States Light-House Board, within the State of South Carolina.

H. 126 (28).—Mr. Laban Mauldin: A Bill to repeal Section 489 of the Criminal Code of Laws of South Carolina, 1902, Vol. 2, relating to County Auditors.

H. 127 (70).—Mr. Yeldell: A Bill to regulate the traffic in seed cotton and unpacked lint cotton.

H. 167 (97).—Mr. Morrison: A Bill to fix the amount of the bonds to be given by the County officers of Greenwood County.

SECOND READING BILLS.

S. 58.—Mr. W. J. Johnson: A Bill to devolve upon the Board of Trustees of Winthrop Normal and Industrial College a joint duty and responsibility with the Board of Trustees of Clemson Agricultural and Mechanical College, in the inspection, analysis and taxing of commercial fertilizers, and to transfer one-third of the tag tax to the former College, and to deduct amount thereof from the current State appropriation to that College.

Report favorable.

On motion of Mr. W. J. JOHNSON, the Bill was made the Special Order for to-morrow at 12.30 P. M.

H. 109 (67).—Mr. Prince: A Bill to amend Section 1274, Article III., Chapter XXV., of the Code of Laws, relating to the powers of the Board of Visitors of the South Carolina Military Academy.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 132.—Mr. Brown: A Bill to require all common carriers for hire to transport Sheriffs and their deputies free when on official business.

Report favorable.

The Bill was read and amended as follows:

On motion of Mr. BROWN:

On line 3 strike out the words: "On official business," and add the words, "in the execution of the criminal laws of the State."

On motion of Mr. COLE L. BLEASE:

Amend printed Bill No. 132, by adding at the end of Sec. 1, "and no such officer shall receive any mileage while so traveling."

Further consideration of the Bill was then adjourned.

S. 138.—Mr. Manning: A Bill in reference to the duties of Chairmen of local Boards of Assessors and their compensation.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

H. 151 (48).—Mr. Cloy: A Bill to declare seduction of any woman, under promise of marriage, a crime, and fixing the punishment therefor.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 163.—Mr. Carpenter: A Bill to fix the time for electing Trustees for Easley School District No. 13, in May.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 165.—Mr. von Kolnitz: A Bill to amend Section 163 of the Criminal Code of South Carolina, so as to make it a crime to break into any vessel.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 172.—Mr. Walker: A Bill to provide for a reappraisement and reassessment for taxation of certain abandoned rice lands.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 175.—Mr. Hood: A Bill to amend an Act entitled "An Act to fix the compensation for County Commissioners," approved 25th

February, 1904, so far as it relates to number of days' service by County Commissioners.

Without reference.

The Bill was read and amended as follows:

On motion of Mr. BIVENS:

Amend printed Bill No. 175, on line 16, by striking out "for each Commissioner;" also, on line 17, by striking out "one hundred dollars," and insert on line 16, after the words "Dorchester County," "each Commissioner for said County shall receive one hundred and fifty dollars per annum," and amend further by striking all of the proviso on lines 17, 18 and 19.

Ordered placed on the Calendar for a third reading.

H. 186 (9).—Mr. Kershaw: A Bill to amend an Act entitled "An Act to amend Section 1731, Vol. 1, Code of Laws of South Carolina, 1902, so as to reduce tobacco warehouse charges," approved March 1, 1904, so as to restore the charges changed by said Act.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

LEAVE OF ABSENCE.

Mr. MANNING asked for and obtained leave of absence for the Senator from Richland on account of sickness.

Mr. EARLE asked for and obtained leave of absence for the Senator from Greenville for one day.

ADJOURNMENT.

Mr. MANNING moved that when the Senate adjourn it adjourn to meet to-morrow at 11 A. M.

The motion was agreed to.

On motion of Mr. MANNING, the Senate, at 1.15, adjourned.

TUESDAY, JANUARY 17, 1905.

The Senate assembled at 11 A. M., the hour to which it stood adjourned, and was called to order by the PRESIDENT.

The roll was called, and, a quorum answering to their names, the PRESIDENT announced the Senate ready to proceed to business.

The proceedings were opened with prayer by the Rev. Walter I. Herbert, Chaplain.

The Clerk proceeded to read the Journal of yesterday, whereupon on motion of Mr. BLACK, the further reading of the Journal was dispensed with.

The PRESIDENT called for Petitions, Memorials, Presentments of Grand Juries and such like papers.

INTRODUCTION OF BILLS.

The following Bills and Joint Resolutions were introduced under suspension of Rule XXXVI.:

S. 256.—Mr. BATES: A Bill to change the time of holding the fall term of the Courts of the Second Circuit.

Read the first time and referred to the Committee on Judiciary.

S. 257.—Mr. RAYSOR: A Bill to require the qualified electors of the town of Fort Motte to hold a second municipal election.

Read the first time and ordered placed on the Calendar without reference.

S. 258.—Mr. HAY: A Bill to fix the salary of the Judge of Probate of Kershaw County.

Read the first time and referred to the Committee on Judiciary.

S. 259.—Mr. MANNING (by request):—A Bill to repeal Sections 360, 362, both inclusive, of the Criminal Code of South Carolina, and to enact certain Sections in lieu thereof.

Read the first time and referred to the Committee on Agriculture.

S. 260.—Mr. McLEOD (by request): A Bill to punish the wilful and malicious taking or removing, or taking or removing with intent to steal, or with intent to injure, of the brasses, bearings, waste or packing from out any journal box or boxes of any locomotive engine, tender, carriage, coach, car, caboose or truck, used or operated upon any railway, whether operated by steam or electricity.

Read the first time and referred to the Committee on Judiciary.

S. 261.—Mr. HOLLIDAY: A Bill to provide for the purchase by the County of Horry of certain township bonds issued by certain townships in that County, in aid of the construction of a railroad.

Read the first time and referred to the Committee on Finance.

S. 262.—Mr. EARLE: A Bill to repeal Section 1783, Code of Laws of South Carolina, 1902, Vol. 1, relating to foreign corporations, and re-enact said Section 1783 as a part of Section 1794, Code of Laws of South Carolina, 1902, Vol. 1.

Read the first time and referred to the Committee on Judiciary.

S. 263.—Mr. DENNIS: A Bill to authorize the County Treasurer of Berkeley County to pay school claims of A. H. DeHay.

Read the first time and referred to the Committee on Finance.

S. 264.—Mr. WELLS: A Bill to fix the amount of the compensation to be paid to the County officers of the various Counties of the State.

Read the first time and ordered placed on the Calendar without reference.

S. 265.—Mr. W. E. JOHNSON: A Bill to authorize the town of Wagener to issue bonds for public improvements.

Read the first time and ordered placed on the Calendar without reference.

S. 266.—Mr. RAYSOR: A Bill to amend an Act entitled an Act to provide for the corporation of towns of less than one thousand inhabitants, approved the 2d March, A. D. 1896, by adding a new Section 22 to provide for repealing municipal elections in certain cases.

Read the first time and referred to the Committee on Judiciary.

S. 267.—Mr. von KOLNITZ: A Bill to amend Section 1847, Civil Code of South Carolina, relating to the issuance of certificates of stock.

Read the first time and referred to the Committee on Judiciary.

BILLS RECALLED.

On motion of Mr. HAY, the following Bill

H. 168 (99).—Mr. Richards: A Bill to amend an Act entitled "An Act to authorize the establishment of municipal Courts in cities having a population of not less than four thousand and not more than twenty thousand inhabitants,"

Was recalled from the Committee on Incorporations and ordered placed on the Calendar without reference or printing.

REPORTS OF COMMITTEES.

Mr. WILLIAMS, from the Committee on Medical Affairs, submitted a favorable report on

S. 160.—Mr. Williams: A Bill authorizing the passage of ordinances by incorporated cities and towns and the promulgation of rules and regulations by the State Board of Health, to enforce and compel the vaccination and revaccination of citizens and residents of the State of South Carolina, and prescribing the duties of certain officials and persons to that end, and providing certain penalties for failure, refusal or neglect to comply with the provisions of the same.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted an unfavorable report on

S. 174.—Mr. Hood: A Bill to amend Section 2449 of the Code of Laws of South Carolina, 1902, as amended by an Act entitled "An Act to amend an Act entitled an Act to amend Section 2449 of the Code of Laws of South Carolina, 1902, concerning the lien of certain mortgages, as amended by an Act approved the 23d day of February, 1903, by adding a proviso thereto," approved 20th February, 1904, to prevent the renewal of the lien of such mortgages.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

S. 177.—Mr. Davis: A Joint Resolution to refund certain overpaid taxes to Mrs. Sarah E. Weeks, of Clarendon County.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

S. 178.—Mr. Stackhouse: A Joint Resolution (with a petition) to relieve W. E. Blue, late County Treasurer of Marion County, and his sureties as such, from liability on account of paying certain school certificates on which the names of the School Trustees were forged.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted an unfavorable report on

S. 179.—Mr. Cole L. Blease: A Bill to amend Section 2729 of Code of Laws, Volume 1, 1902, relating to disqualification of Justices of Supreme Court to sit in certain cases.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted an unfavorable report on

S. 182.—Mr. Cole L. Blease: A Bill to amend Section 2820, Code of Laws of South Carolina, Vol. 1, 1902, relating to disqualification of Judges to preside in the trial of certain cause.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted an unfavorable report on

S. 183.—Mr. Mauldin: A Bill to amend Section 1079, Volume 1, Code of Laws, 1902, as to compensation of the State Board of Pensions.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted favorable report on

S. 184.—Mr. Mauldin: A Bill to amend an Act entitled "An Act to amend Sub-division Class C, No. 1, of Section 2, of an Act to amend Sections 1065, 1066 and 1067, Chapter XXII., Volume 1, of the Code of Laws of South Carolina, 1902, relating to Pensions," approved the 26th day of February, A. D. 1902, approved 11th day of February, A. D. 1904, so as to reclass widows, and provide for disposition of dues to deceased pensioners.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted an unfavorable report on

S. 187.—Mr. Bivens: A Bill to amend Section 2310, Civil Code of South Carolina, relating to contracts of sale for future delivery.

Ordered for consideration to-morrow.

REPORT OF FREE CONFERENCE COMMITTEE.

The Committee on Free Conference, to whom was referred a Concurrent Resolution to investigate the management of the State Dispensary, &c., respectfully report that they have duly and carefully considered the same, and recommend that the House do recede from its amendment in limiting the investigation to 30 days, and further recommend that the House recede from its amendment exempting parties from criminal prosecution who may testify before said Committee, and the Committee further recommends that a subdivision, known as "Subdivision N" be added at the end of Sec. 2, as follows: "Whether there is any warrant of law or authority for the establishment and conduct of what is commonly known as beer dispensaries as they are now and have been conducted."

COLE L. BLEASE,

W. L. MAULDIN,

THOS. B. BUTLER,

On part of Senate.

A. L. GASTON,

M. W. WALKER,

R. S. DesCHAMPS,

On part of House.

The report was adopted and a message was sent to the House accordingly.

RECONSIDERED.

Mr. von KOLNITZ moved to reconsider the vote whereby

S. 191—Special Committee (with report):—A Bill to amend the law in reference to the Board of Phosphate Commissioners, and to further define their powers and duties,

Was placed on the Calendar without reference.

After debate by Messrs. von KOLNITZ, EARLE, MANNING, McIVER, WARREN,

Mr. EARLE moved to lay the motion on the table.

The question was taken on agreeing to the motion of the Senator from Oconee, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. E. S. Blease, Earle, Hydrick, W. E. Johnson, W. J. Johnson, McLeod, Raysor, Stackhouse and Warren—9.

Nays—Messrs. Bates, Bivens, Black, Blake, C. L. Blease, Brice, Brooks, Brown, Christensen, Davis, Dennis, Douglass, Hardin, Hay, Hood, Hough, Manning, McIver, Talbert, von Kolnitz, Walker, Wells and Williams—23.

So the motion was lost.

The Bill was referred to the Committee on Agriculture.

PAPERS FROM THE HOUSE OF REPRESENTATIVES.

The House sent the Senate the following:

H. 192 (196).—Mr. Lyon: A Bill to require the Secretary of State to make reports to the Comptroller General of certain fees and funds, and to fix the time for the payment thereof to the State Treasurer.

Read the first time and referred to the Committee on Finance.

H. 193 (404).—Newberry Delegation: A Bill to amend an Act entitled "An Act to enable and authorize School District No. 14, in Newberry County, to issue bonds for the purpose of building and erecting a school house therein, and to purchase a lot therefor," approved 20th day of February, A. D. 1904, and to validate the bonds issued under authority of said Act.

Read the first time and referred to the Committee on Finance.

H. 194 (392):—Mr. D. L. Green: A Bill to repeal Section 1507, Article II., Chapter XXXIII., Vol. 1, Code of Laws, of South Carolina, 1902, relating to the General Stock Law.

Read the first time and referred to the Committee on Agriculture.

H. 195 (384).—Mr. Whaley: A Bill to amend Section 163 of the Criminal Code of South Carolina so as to make it a crime to break into any vessel.

Read the first time and referred to the Committee on Judiciary.

H. 196 (268).—Mr. Brice: A Bill to provide for the erection of a new jail and repair of the Court House in Fairfield County, and to appoint a Commission whose duty it shall be to supervise the application of the funds arising from the sale or hypothecation of said bonds issued in aid of the erection of said jail and repair of said Court House.

Read the first time and referred to the Committee on Finance.

H. 197 (387).—Barnwell Delegation: A Bill to abolish the office of Township Commissioner in Barnwell County, and make the General Law as to County government and assessment of property for taxation applicable therein.

Read the first time and referred to the Committee on County Officers and Officers.

H. 198 (383).—Mr. Bass: A Joint Resolution to authorize and require the Board of County Commissioners of Williamsburg County to draw their warrant upon the County Treasurer of said County in favor of Pauly Jail Building Company for the sum of four hundred and sixty dollars, to pay balance due for building County jail, and to authorize Treasurer to pay same.

Read the first time and ordered placed on the Calendar without reference.

H. 199 (232).—Mr. Sinkler: A Bill to amend Section 146, Code of Civil Procedure, by adding at the end of said Section a proviso thereto.

Read the first time and referred to the Committee on Judiciary.

H. 200 (233).—Mr. Richards: A Joint Resolution providing for payment of seventy-eight dollars and thirty-nine cents to J. J. Goodale, of Kershaw County, for filling out term of W. R. McCreight, deceased.

Read the first time and referred to the Committee on Finance.

H. 201 (204).—Mr. DeVore: A Bill to amend Section 1239 of Vol. 1, Code of Laws of South Carolina, by striking out "Edgefield" everywhere it occurs in said Section.

Read the first time and referred to the Committee on Judiciary.

H. 202 (180).—Mr. Richards: A Joint Resolution to refund certain overpaid taxes to W. L. DePass.

Read the first time and referred to the Committee on Finance.

H. 203 (145).—Mr. Wimberly: A Bill to amend Section 1525 of the Civil Code, 1902, relating to fences in the Counties of Berkeley, Dorchester and Horry.

Read the first time and referred to the Committee on Agriculture.

H. 204 (253).—Mr. Lawson: A Joint Resolution to refund to G. D. Norris, of Darlington County, \$15.26 excess of taxes paid by him.

Read the first time and referred to the Committee on Finance.

H. 205 (246).—Mr. Morrison: A Bill to authorize the Trustees of Greenwood School District, No. 18, to borrow money to pay off past indebtedness.

Read the first time and referred to the Committee on Finance.

H. 206 (32).—Mr. Morgan: A Bill to ratify the amendment to Section 7, Article VIII., of the Constitution of 1895, relating to municipal bonded indebtedness.

Read the first time and referred to the Committee on Judiciary.

H. 207 (194).—Mr. Nash: A Bill to ratify the amendment to the Constitution of 1895, whereby Subdivision II. and Subdivision IX., of Section 34, Article III., thereof, is repealed.

Read the first time and referred to the Committee on Judiciary.

H. 208 (193).—Mr. Nash: A Bill to ratify the amendment of the Constitution of 1895, whereby a new Article thereof is added relating to roads, highways and drainage.

Read the first time and referred to the Committee on Judiciary.

H. 209 (109).—Mr. Tribble: A Bill to amend an Act approved the 20th day of February, A. D. 1904, entitled "An Act to exempt soldiers and sailors from paying license," by striking out on the third printed line of said Act the words "who enlisted from this State," so that said Act when so amended shall read as follows.

Read the first time and referred to the Committee on Military.

H. 210 (40).—Mr. Whaley: A Bill to vest the right, title and interest of the State in and to certain personal property.

Read the first time and referred to the Committee on Finance.

H. 211 (91).—Mr. Kirby: A Bill to require the payment of certain pensions after death of claimant.

Read the first time and referred to the Committee on Military.

H. 212 (167).—Mr. Foster: A Bill to empower Heath Spring School District, No. 38, of Lancaster County, to increase school levy to five mills.

Read the first time and referred to the Committee on Finance.

H. 213 (144).—Mr. Higgins: A Bill to authorize and empower School District No. 52, of Newberry County, in the State of South

Carolina, to issue bonds for purchase of a lot, and the erection and equipment of a school building thereon, to provide for a Building Committee, and to provide for the payment of said bonds, and the interest thereon.

Read the first time and referred to the Committee on Finance.

H. 214 (153).—Mr. M. W. Walker: A Bill to amend Section 1040, Civil Code, 1902, so far as same relates to Spartanburg County, by making salaries therein provided payable monthly at the option of the Magistrates and Constables.

Read the first time and referred to the Committee on Finance.

H. 215 (19).—Mr. Morgan: A Bill making certain offenses in primary elections misdemeanors, and prescribing penalties therefor.

Read the first time and referred to the Committee on Judiciary.

H. 216 (73).—Mr. Haskell: A Bill to establish a State armory.

Read the first time and referred to the Committee on Finance.

H. 217 (69).—Mr. McMaster: A Bill to require corporations to audit and pay claims of their employees within this State.

Read the first time and referred to the Committee on Incorporations.

H. 218 (190).—Special Committee: A Bill to amend Section 25 of the Code of Civil Procedure, relating to the time of holding the Courts of the Eighth Judicial Circuit.

Read the first time and referred to the Committee on Judiciary.

H. 219 (5).—Mr. Nash: A Bill to further provide for the creation and continuance, and to define the duties and powers of the Historical Commission of this State, now existing under the terms of an Act entitled "An Act to provide for the appointment of a Historical Commission of the State of South Carolina, for the purpose of collecting and preserving all matter relating to the history of the State," approved December 27, 1894.

Read the first time and referred to the Committee on Finance.

H. 247 (126).—Mr. Laney: A Bill to authorize the Trustees of Jefferson Special School District, No. 9, in Chesterfield County, to issue bonds for the purpose of erecting school buildings and equipping same and purchasing a lot or lots.

Read the first time and ordered placed on the Calendar without reference.

H. 248 (408).—Mr. Lawson: A Bill to create the Township of Clye, in Darlington County, and to change the boundary line of Hartsville Township, in said County.

Read the first time and referred to the Committee on Judiciary.

H. 249 (47).—Mr. Cloy: A Bill to make the obstruction of any street or road of any kind, by any railroad or person, a misdemeanor.

Read the first time and referred to the Committee on Roads, Bridges and Ferries.

H. 250 (270).—Mr. Morgan: A Bill to regulate the sale of cocaine, morphine, and chloral in this State, and provide punishment for violations thereof.

Read the first time and referred to the Committee on Medical Affairs.

H. 251 (197).—Mr. Baker: A Bill to amend Section 1796 of the Code of Laws of 1902, Vol. 1, by adding a proviso at the end of said Section, relating to "Live Stock Insurance."

Read the first time and referred to the Committee on Judiciary.

H. 252 (379).—Mr. Bass: A Bill to authorize and empower the County Board of Commissioners for Williamsburg County to sell the County's Poor House and Farm and to purchase another.

Read the first time and ordered placed on the Calendar without reference.

H. 253 (374).—Mr. Gaston: A Bill to provide for the temporary borrowing by the County of certain funds, and to direct the application of the same.

Read the first time and ordered placed on the Calendar without reference.

H. 254 (155).—Mr. Haskell: A Bill to make it a misdemeanor to place any explosive substance whatever upon the rail of any railroad in this State by any unauthorized persons.

Read the first time and referred to the Committee on Judiciary.

H. 255 (111).—Mr. Hemphill: A Bill to amend an Act entitled "An Act to incorporate Mount Pleasant and Georgetown Railway Company."

Read the first time and referred to the Committee on Incorporations.

S. 114 (280).—Mr. Raysor: A Bill to authorize and empower the voters of School District No. 36, of the County of Orangeburg, to order an election and to issue coupon bonds of said school district for school purposes.

Returned with amendments.

On motion of Mr. RAYSOR, the Senate concurred in the House amendments.

Ordered that the title be changed to that of an Act and it be enrolled for ratification.

S. 159 (431).—Mr. Christensen: A Concurrent Resolution in regard to the obstruction of Scriven's Ferry.

Returned with concurrence.

Received as information.

Also the following

CLAIMS:

H. 220 (281).—Claim of J. B. Armstrong, salary \$47.23.

H. 221 (282).—Claim of J. E. Murray, salary, \$151.67.

H. 222 (284).—Claim of Palmetto Bank and Trust Co., loan \$264.85.

H. 223 (285).—Robinson & Elliott, tax abatement, \$15.72.

H. 224 (286).—Claim of James Y. Culbreath, Special Judge, \$140.98.

H. 225 (287).—Claim of Evening Telegram, advertising, \$44.32.

H. 226 (288).—Claim of C. M. Matthews, services, \$11.60.

H. 227 (289).—Claim of Mrs. Sallie R. Brown, tax refund, \$13.80.

H. 228 (290).—Claim of J. Q. Marshall; Committee expenses, \$33.10.

H. 229 (291).—Claim of J. Q. Marshall, Committee expenses, \$26.40.

H. 230 (292).—Claim of J. S. Trantham, expenses, \$92.00.

H. 231 (293).—Claim of R. O. Jones, fuel for State House, \$527.30.

H. 232 (294).—Claim of M. P. Howell, elector, \$34.00.

H. 233 (295).—Claim of N. H. Stansell, elector, \$23.20.

H. 234 (296).—Claim of T. J. Cunningham, elector, \$19.10.

H. 235 (297).—Claim of William Shannon, elector, \$7.30.

H. 236 (298).—Claim of Olin Sawyer, elector, \$20.30.

H. 237 (299).—Claim of George Johnstone, elector, \$8.70.

H. 238 (300).—Claim of H. H. Watkins, elector, \$24.70.

H. 239 (301).—Claim of A. W. Summers, elector, \$13.10.

H. 240 (302).—Claim of W. T. Jeter, elector, \$17.60.

H. 241 (303).—Claim of Union Times Company, proclamations, \$12.00.

H. 242 (304).—Claim of The Record, advertising, \$44.10.

H. 243 (305).—Claim of Florence Daily Times, advertising, \$22.29.

H. 244 (3063).—Claim of Union Times, advertising elections, \$42.74.

H. 245 (307).—Claim of Progress, advertising elections, \$42.74.

H. 246 (308).—Claim of Keowee Courier, advertising elections, \$16.20.

Which were referred to the Committee on Claims and Grievances.
Also,

A CONCURRENT RESOLUTION.

H. 269 (394).—Mr. Prince: A Concurrent Resolution to grant leave to introduce a Bill to amend the charter of incorporation of Williamston Female College, so as to change the name to Lander College.

The question was taken on agreeing to the Concurrent Resolution, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bates, Bivens, Black, Blake, C. L. Blease, E. S. Blease, Brice, Brooks, Brown, Butler, Christensen, Davis, Douglass, Earle, Efird, Hardin, Hay, Hood, Hough, W. E. Johnson, W. J. Johnson, Manning, Mauldin, McIver, McLeod, Raysor, Stackhouse, von Kolnitz, Walker, Warren, Wells and Williams—32.

So the motion was agreed to by a two-thirds vote.

Mr. MAULDIN offered the following

CONCURRENT RESOLUTION.

S. 268.—Mr. MAULDIN: A Concurrent Resolution for leave to introduce a Bill to incorporate Saluda River Power Company.

The question was taken on agreeing to the Concurrent Resolution, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bates, Bivens, Black, Blake, C. L. Blease, E. S. Blease, Brice, Brown, Butler, Carpenter, Christensen, Davis, Dennis, Douglass, Efird, Hardin, Hay, Hood, Hough, Hydrick, W. E. Johnson, W. J. Johnson, Manning, Mauldin, McIver, Raysor, Talbert, von Kolnitz, Warren, Wells and Williams—31.

So the motion was agreed to.

MESSAGE No. 9.

In the House of Representatives,
Columbia, S. C. January 28, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has adopted the report of the Committee and rejected

H. 183 (S. 26).—Mr. Raysor: A Joint Resolution proposing to

amend Section sixteen, of Article 4, of the State Constitution, with reference to the time to which the Governor may adjourn the General Assembly.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

The Senate proceeded to the consideration of the Calendar.

GENERAL ORDERS.

THIRD READING BILLS.

S. 48.—Mr. Raysor: A Bill to define and prescribe the manner of "showing compliance with the requirements of the Constitution" to the Governor prior to the ordering an election as to the creation of a new County.

Mr. McLEOD moved the adoption of the following amendment:

Amend Sec. 1 by striking out all after the word "thereon," line 3, down to and including the word "to," before the word "whether," on line 5, and insert in lieu thereof the word "ascertain."

Amend Sec. 1 by adding at end of Sec. 1 the following: "in the manner hereinafter prescribed."

Amend Sec. 2, line 2, by striking out the word "Board," and insert the word "Governor;" also, line 2, strike out the words "two competent surveyors," and insert in lieu thereof the following: "three Commissioners, one of whom shall be a surveyor or engineer."

Amend Sec. 2, line 4, by striking out all after the word "County," down to and including the word "them," at end of line 8.

Also, amend Sec. 2, line 16, by striking out all after the word "the," on line 16, down to and including the word "Commissioners," on line 16.

Also, line 18, Sec. 2, by striking out the word "said," on line 18, and insert in lieu thereof the word "County;" and insert between the word "Board" and the word "on," on line 18, Sec. 2, by inserting the words "of Commissioners."

Amend Sec. 3, line 1, by striking out all after the word "said," on said line, down to and including the word "them," on line 2, of Sec. 3.

Amend Sec. 2, line 2, by striking out the words "and contract with."

After debate by Messrs. McLEOD, RAYSOR, McIVER and MAULDIN,

Mr. RAYSOR moved to lay the amendments on the table.

The question was taken on agreeing to the motion of the Senator from Orangeburg, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bates, Bivens, Blake, Brice, Brown, Christensen, Efrid, Hay, Hood, Mauldin, Raysor, Stackhouse, Talbert, von Kolnitz, Warren, Wells and Williams—17.

Nays—Messrs. Black, C. L. Blease, Brooks, Butler, Carpenter, Davis, Dennis, Douglass, Earle, Hardin, Hough, Hydrick, W. E. Johnson, Manning, McIver, McLeod and Walker—17.

The vote standing 17 to 17 the PRESIDENT voted yea, so the motion was agreed to and the amendments laid upon the table.

On motion of Mr. McLEOD, the vote was reconsidered, whereby the amendments were laid upon the table.

Mr. RAYSOR then moved to lay the amendments upon the table.

Upon a division, the vote stood yeas 17, nays 17.

The PRESIDENT voted yea, and the amendments were laid upon the table.

The Bill was amended as follows:

On motion of Mr. RAYSOR:

Amend Section 1 by striking out all of said Section after the word "thereon," on line 3 thereof.

Strike out all of Section 2, and insert in lieu thereof the following: "appoint and contract with two competent surveyors, who shall not be residents of any County to be cut by the lines of the proposed new County, one to be named by the petitioners and one by the opposition, if any, to the creation of the new County, and, if there be no developed or organized opposition, then the second surveyor to be selected by the Board of County Commissioners of the County from which most of the territory for the new County is proposed to be taken, without outside nomination; and these two surveyors shall name and call in a third similarly qualified to settle any points of difference between them; and should they fail to agree upon a third surveyor, he shall be appointed by the Governor; that upon receipt of the petition from the Governor, these surveyors shall forthwith ascertain and settle all necessary questions as to areas both of the proposed new County, and of the old Counties after being diminished by the new, and as to distances of the lines of the proposed new County from any existing Court House; they shall also make survey of the proposed new lines, and plainly mark the same so as to clearly define the population and wealth taken and left and so as to guide as to who can vote if the election be finally ordered; they shall make full return and report of

their finding with plats of their work to the Governor, who shall annex the same to the petition; these surveyors shall be paid by warrant of the Board of County Commissioners on the Treasurer of each old County involved for the pro rata of the survey made within the territory of each, and to this end, the surveyors shall render an itemized bill of their work for each County to be cut by the new lines."

That Section 3 be amended by striking out the figure "3," on line 1, and inserting in lieu thereof the figure "2."

Further amend Section 3 by striking out on line 1 the words "County Board of Commissioners," and inserting in lieu thereof the word "surveyors."

Further amend Section 3 by striking out on lines 1 and 2 the words "return by the surveyors has been filed with them," and insert in lieu thereof the words "survey is completed."

Amend Section 4 by striking out on line 1 the figure "4" and inserting in lieu thereof the figure "3."

Amend Section 5, line 1, by striking out the figure "5" and inserting in lieu thereof the figure "4."

The Bill was passed and ordered sent to the House of Representatives.

H. 118 (17).—Mr. Ardrey: A Bill to prohibit trespass.

The Bill was amended as follows:

Strike out the words "not less than five (5) or" on lines 5 and 6 of Section 1.

Strike out the words "less than (10) or" on line 7, of Section 1.

The Bill was passed and ordered returned to the House, with amendments.

S. 138.—Mr. Manning: A Bill in reference to the duties of Chairmen of local Boards of Assessors and their compensation.

The Bill was amended as follows:

On motion of Mr. CHRISTENSEN:

Amend Bill 138, Sec. 2, line 2, strike out "ten" and insert "four."

On motion of Mr. MANNING:

Amend Sec. 1, line 1, insert after "Chairman" the words "or his agent;" lines 1 and 2, strike out "cities, towns and."

Line 8, insert before the word "report," the words "sworn, written."

Line 10, before "dollars" insert "two."

The Bill was passed and ordered sent to the House of Representatives.

H. 151 (48).—Mr. Cloy: A Bill to declare seduction of any woman, under promise of marriage, a crime, and fixing the punishment therefor.

The Bill was amended as follows:

Amend printed Bill No. 151, by adding the following proviso at the end thereof, to wit:

"Provided, That if the defendant in any action brought hereunder shall contract marriage with such woman, either before or after conviction, further proceedings hereunder shall be stayed."

The Bill was passed and ordered returned to the House, with amendments.

The following Bills were severally read the third time, passed and ordered sent to the House of Representatives:

S. 147.—Mr. Butler: A Bill to require Clerk of Court to keep a record of the names of all persons elected to any office within their County.

S. 154.—Mr. Bates: A Bill to abolish the office of Township Commissioner in Barnwell County, and make the General Law as to County Government and assessment of property for taxation applicable thereto.

The Bill was amended as follows:

On motion of Mr. BATES:

Amend by striking out all of Section 2 of said Bill, and substitute the following:

"Section 2. There shall be two County Commissioners appointed for said County by the Governor, on the recommendation of the eSnator and Members of the House fro msaid County, who shall each receive an annual salary of one hundred and fifty dollars; and who, together with the County Supervisor, shall constitute the County Board of Commissioners for said County, and shall exercise all the powers and discharge all the duties imposed on County Commissioners under the General Laws of this State. The said Commissioners shall be appointed for a term of two years, and such appointment shall be made as above provided, every two years hereafter until this Act is amended to the contrary, or repealed; and they shall hold monthly meetings at the Court House at Barnwell on the Tuesday following the first Monday in each month, and any one of the said Commissioners, together with the Supervisor, shall constitute a quorum for the transaction of business."

2. Amend further, by striking out all of Section 4, and substituting in its stead as Section 4, the folowing:

Section 4. "That all Acts or parts of Acts inconsistent herewith, are hereby repealed."

By striking out all of Section 5, and substituting in its stead as Section 5, the following:

"Section 5. That this Act shall go into effect immediately upon its approval by the Governor."

S. 163.—Mr. Carpenter: A Bill to fix the time for electing Trustees for Easley School District No. 13, in May.

S. 165.—Mr. von Kolnitz: A Bill to amend Section 163 of the Criminal Code of South Carolina, so as to make it a crime to break into any vessel.

S. 172.—Mr. Walker: A Bill to provide for a reappraisement and reassessment for taxation of certain abandoned rice lands.

The Bill was amended as follows:

On motion of Mr. WALKER:

Amend Sec. 2, as follows: Change word "Auditor" from singular to plural.

Insert between word "Auditor" and word "shall" the words: "of the several Counties aforesaid."

Change the word "his," on 2d line, to "their."

S. 175.—Mr. Hood: A Bill to amend an Act entitled "An Act to fix the compensation for County Commissioners," approved 25th February, 1904, so far as it relates to number of days' service by County Commissioners.

The Bill was amended as follows:

On motion of Mr. MANNING:

Amend title by adding after the word "by" the words "and compensation of."

On motion of Mr. STACKHOUSE:

After the word "exceed," line 44, strike out "thirty" and insert "forty."

Amend Sec. 1, line 56, strike out "two" and insert "three;" strike out "twenty-five" and insert "thirty," line 56; strike out on line 57 all after the word "mile" down to and including the words "twenty-five," on line 59, and insert in lieu thereof the following: "for each mile actually traveled, in the performance of their duties as County Commissioners."

The following Bills and Joint Resolutions having received three readings in both Houses, it was ordered that the titles be changed to Acts and enrolled for ratification:

H. 109 (67).—Mr. Prince: A Bill to amend Section 1274, Article III., Chapter XXV., of the Code of Laws, relating to the powers of the Board of Visitors of the South Carolina Military Academy.

H. 186 (9).—Mr. Kershaw: A Bill to amend an Act entitled "An Act to amend Section 1731, Vol. 1., Code of Laws of South Carolina, 1902, so as to reduce tobacco warehouse charges," approved March 1, 1904, so as to restore the charges changed by said Act.

Mr. RAYSOR called up

SPECIAL ORDER.

S. 6.—Mr. Raysor: A Bill to require all parents or guardians to compel their children or wards to attend school for twelve weeks in each year.

Report favorable.

Third reading.

The Bill was amended as follows:

On motion of Mr. RAYSOR:

Amend line 6 by striking out the word "and," and insert in lieu thereof the word "or."

Amend Sec. 2, line 5, by striking out the word "creditable," and insert in lieu thereof the word "credible."

On motion of Mr. HYDRICK:

Amend by striking out the words "less than ten days nor," on line 3, Section 2.

By striking out the words "less than five dollars nor," on lines 2 and 3 of Sec. 2.

On motion of Mr. BUTLER:

Amend by adding the following to Sec. 2: "*Provided, also, That all prosecutions under this Act shall be barred unless the same shall be instituted within thirty (30) days after the parent or guardian has had written notice from a majority of Trustees of such violation: And Provided, further, After receiving such written notice such child or children are required to attend school as required in Section 1 hereof, then no prosecution shall be allowed.*"

Further consideration of the Bill was then postponed.

RECALLED FROM HOUSE.

On motion of Mr. EFIRD, the vote was reconsidered whereby

S. 80.—Mr. Mauldin: A Joint Resolution to authorize corporations intending to furnish light, heat and power to the public to condemn rights of way and other easements over the lands of others,

Passed its third reading and was ordered sent to the House.

Ordered that the Bill be restored to its place on the Calendar.

ADJOURNMENT.

Mr. COLE L. BLEASE moved that when the Senate adjourned it adjourn to meet to-morrow at 11 A. M.

The motion was agreed to.

On motion of Mr. von KOLNITZ, the Senate, at 2.20 P. M., adjourned.

WEDNESDAY, FEBRUARY 1, 1905.

The Senate assembled at 11 A. M., the hour to which it stood adjourned, and was called to order by the PRESIDENT.

The roll was called, and, a quorum answering to their names, the PRESIDENT announced the Senate ready to proceed to business.

The proceedings were opened with prayer by the Rev. Walter I. Herbert, Chaplain.

The Clerk proceeded to read the Journal of yesterday, whereupon on motion of Mr. BRICE, the further reading of the Journal was dispensed with.

SENATOR SWORN IN.

Mr. BROWN announced that the Hon. J. H. Hudson, Senator-elect from Marlboro, was present and ready to qualify.

Senator-elect Hudson then appeared before the Bar of the Senate and the oath of office was administered to him.

RESOLUTION.

Mr. BROWN offered the following Resolution, that the Senator from Marlboro be placed on the following standing Committees: Judiciary, Finance and Privileges and Elections.

Which was agreed to.

The PRESIDENT called for Petitions, Memorials, Presentments of Grand Juries and such like papers.

INTRODUCTION OF BILLS.

The following Bills and Resolutions were introduced under suspension of Rule XXXVI.:

S. 275.—Mr. BIVENS: A Bill (with a petition) to admit Robt. L. Limehouse to practice law in this State without first being examined.

Read the first time and referred to the Committee on Judiciary.

S. 276.—Mr. MAULDIN: A Bill to incorporate Saluda River Power Company.

Read the first time and referred to the Committee on Incorporations.

The following Claim was presented:

S. 278.—Account of State Company for printing, \$18.50.

Referred to the Committee on Contingent Accounts.

REPORTS OF COMMITTEES.

Mr. WARREN, from the Committee on Privileges and Elections, submitted a favorable report on

S. 23.—Mr. Bates: A Bill to change the name of Bull Pond School House voting precinct to Bull Pond Club House.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report, with amendments on

S. 116.—Mr. von Kolnitz: A Bill to preserve the game fish, shell fish and terrapin in and on the public lands and waters of the State, and to provide a revenue therefrom for the benefit of the citizens of the State.

Ordered for consideration to-morrow.

Mr. MARSHALL, from Special Committee, submitted a favorable report on

S. 129.—Mr. Efrid: A Bill to amend Section 22 of the Code of Civil Procedure, being a part of the Code of Laws of South Carolina, 1902, relating to the holding of Courts in the Fifth Judicial Circuit, as amended by Act approved February 25, A. D. 1901.

Ordered for consideration to-morrow.

Mr. RAYSOR, from the Committee on Railroads and Internal Improvements, submitted a favorable report on

S. 173.—Mr. E. S. Blease: A Bill to amend Section 2137, Volume 1, Code of Laws of South Carolina, 1902, in reference to notice of accidents to be given by railroad corporations.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

H. 192 (198).—Mr. Lyon: A Bill to require the Secretary of State to make reports to the Comptroller General of certain fees and funds, and to fix the time for the payment thereof to the State Treasurer.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

H. 219 (5).—Mr. Nash: A Bill to further provide for the creation and continuance, and to define the duties and powers of the Historical Commission of this State, now existing under the terms of an Act entitled "An Act to provide for the appointment of a Historical Commission of the State of South Carolina, for the purpose of collecting and preserving all matter relating to the history of the State," approved December 27, 1894.

Ordered for consideration to-morrow.

Mr. WARREN, from the Committee on Privileges and Elections, submitted a favorable report on

S. 171.—Mr. Brown: A Bill to establish a new voting precinct in Darlington County, to be known as Clyde, at Clyde.

Ordered for consideration to-morrow.

Mr. W. E. JOHNSON, from the Committee on Roads, Bridges and Ferries, submitted a favorable report on

H. 249 (47).—Mr. Cloy: A Bill to make the obstruction of any street or road of any kind, by any railroad or person, a misdemeanor.

Ordered for consideration to-morrow.

Mr. MARSHALL presented

S. 277.—Report of the Commission to take charge of and direct the completion of the inside of the State House.

Referred to the Committee on State House and Grounds.

PAPERS FROM THE HOUSE OF REPRESENTATIVES.

The House sent the Senate the following:

H. 270 (117).—Mr. Sinkler: A Bill to prevent merchants engaged in buying and selling merchandise while indebted from selling their entire stock of merchandise in bulk or selling the major portion thereof otherwise than in the ordinary course of trade.

Read the first time and referred to the Committee on Judiciary.

H. 271 (123).—Mr. W. J. Gibson: A Bill to amend an Act entitled "An Act to amend Section 11 of an Act entitled 'An Act to fix the amount of the compensation to the County officers of the various Counties of the State,' approved February 25, 1902," approved the 20th of February, 1903, by increasing the salaries of the County Superintendent of Education of Spartanburg County to \$1,200.

Read the first time and referred to the Committee on Judiciary.

H. 272 (252).—Mr. Pollock: A Bill to make additional provisions for the inspection of fertilizers and fertilizing materials, and lege.

Read the first time and referred to the Committee on Judiciary.

H. 273 (206).—Mr. DeVore: A Bill to authorize and require the Supervisors of Registration for Edgefield County to revise the registration books of said County, and to require the County Commissioners of said County to pay for same.

Read the first time and referred to the Committee on County Offices and Officers.

S. 268 (476).—Mr. Mauldin: A Concurrent Resolution to introduce a Bill to incorporate the Saluda River Company.

Returned with concurrence.

Received as information.

H. 274 (475).—Mr. Cothran: A Concurrent Resolution to introduce a Bill to incorporate the Saluda River Power Company.

The question was taken on agreeing to the Concurrent Resolution, on which the yeas and nays were taken, resulting as follows:

Yeas—Messrs. Black, Blake, C. L. Blease, E. S. Blease, Brice, Brooks, Carpenter, Christensen, Davis, Dennis, Douglass, Efrid, Hardin, Hay, Hood, Holliday, Hough, Hudson, Hydrick, W. E. Johnson, W. J. Johnson, Manning, Marshall, Mauldin, McIver, McLeod, Peurifoy, Raysor, Stackhouse, von Kolnitz, Walker, Warren, Wells and Williams—32.

So the Resolution was agreed to and ordered returned to the House with concurrence.

MESSAGE No. 10.

In the House of Representatives,
Columbia, S. C., February 1, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has agreed to the amendments to

H. 118 (17).—Mr. Ardrey: A Bill to prohibit trespass.

Also,

H. 151 (48).—Mr. Cloy: A Bill to declare seduction of any woman, under promise of marriage, a crime, and fixing the punishment therefor.

And has ordered that the titles thereof be changed to that of Acts, and that they be enrolled for ratification.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 11.

In the House of Representatives,
Columbia, S. C., January 31, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has agreed to the report of the Committee of Free Conference to

H. 171 (S. 7.—Mr. Blease): A Concurrent Resolution to appoint a Committee to investigate the management of the Dispensary.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

The Senate proceeded to the consideration of the Calendar.

GENERAL ORDERS.

THIRD READING BILLS.

The following Bills and Joint Resolutions were severally read the third time, passed and ordered sent to the House of Representatives:

S. 60.—Mr. Hydrick: A Bill to enable municipal corporations or other corporations in this State engaged or about to engage in the business of supplying water for fire, sanitary or domestic purposes, to condemn land, water rights and water privileges and other property for the purpose of establishing, maintaining or extending water works systems, or for the purpose of securing a greater or better supply of water, or for the purpose of protecting the water sheds from contamination, or any conditions which may be a menace to the health of the community.

S. 80.—Mr. Mauldin: A Joint Resolution to authorize corporations intending to furnish light, heat and power to the public to condemn rights of way and other easements over the lands of others.

The Bill was amended as follows:

On motion of Mr. Efrid:

Amend by adding at end of Sec. 2, the words, "or now incorporated."

S. 141.—Mr. Warren: A Bill to repeal Section 311 of the Civil Code of Laws of South Carolina.

The Bill was amended as follows:

On motion of Mr. McIVER:

Strike out the words "Civil Code of Laws," in line one, Sec. 1, and insert in lieu thereof the words, "Code of Civil Procedure."

Amend the title by striking out the words "Civil Code of Laws" and inserting in lieu thereof the words "Code of Civil Procedure."

On motion of Mr. HARDIN:

S. 157.—Mr. Hardin: A Bill to provide for the temporary borrowing by the County Treasurer of Chester County of certain funds, and to direct the application of the same,

Was laid upon the table.

SECOND READING BILLS.

S. 21.—Mr. W. E. Johnson: A Bill to require the attorney of the County Board of Commissioners to represent the State at inquests and at preliminary hearings of felonies, and to provide for his compensation therefor.

Report favorable, with amendments.

On motion of Mr. W. E. JOHNSON, the Bill was laid upon the table, with the privilege of withdrawing it from the files of the Senate.

S. 134.—Mr. Hay: A Bill to provide for the resurvey and location of the boundary line between the Counties of Kershaw and Lancaster, in the State of South Carolina.

Report favorable.

The Bill was read and amended as follows:

On motion of Mr. HAY:

Add new Section, to be known as Sec. 3:

"Sec. 3. If either of the Supervisors shall fail or refuse to recommend a surveyor, as provided in Sec. 1, then the Governor shall appoint such surveyor; and the survey and location of the boundary line, as herein provided, shall be made by or before the first of October, A. D. 1905, and the report shall be made to the Governor not later than December 1, A. D. 1905."

Change Sec. 3 to Sec. 4.

Change Sec. 4 to Sec. 5.

Ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 135.—Mr. Mauldin: A Bill to give Magistrates jurisdiction to try and punish for the unlawful sale or barter of alcoholic liquors.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 143.—Mr. Christensen: A Bill to amend Sections 204 and 205 of the Criminal Code of Laws of South Carolina, prohibiting the issue and using of free passes.

Report favorable, with amendments.

Mr. RAYSOR moved to strike out the enacting words.

After debate by Messrs. RAYSOR, McIVER, CHRISTENSEN and BROWN,

The question was taken on agreeing to the motion of the Senator from Orangeburg, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bivens, Black, Blake, C. L. Blease, Brice, Brooks, Carpenter, Davis, Douglass, Earle, Efrid, Hood, Hudson, Hydrick, W. E. Johnson, Marshall, Mauldin, McIver, McLeod, Raysor, Talbert, Warren and Williams—23.

Nays—Messrs. E. S. Blease, Brown, Butler, Christensen, Dennis, Hardin, Hay, Holliday, W. J. Johnson, Peurifoy, Stackhouse, von Kolnitz, Walker and Wells—14.

So the motion was agreed to and the enacting words stricken out.

S. 161.—Lee County Delegation: A Bill to enable the Commissioners of the Sinking Fund to lend funds to the County Board of Commissioners of Lee County, to pay the past indebtedness of said County, and to authorize the said County Board of Commissioners to pledge the special tax levy herein provided to secure the same.

Report favorable.

The Bill was read and amended as follows:

On motion of Mr. McLEOD:

Amend printed Bill 161, line 5, Sec. 1, by striking out "note" and substituting in lieu thereof "notes."

Same line and Section, strike out the words "due at bank."

Ordered placed on the Calendar for a third reading.

S. 265.—Mr. W. E. Johnson: A Bill to authorize the town of Wagener to issue bonds for public improvements.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 198 (383).—Mr. Bass: A Joint Resolution to authorize and require the Board of County Commissioners of Williamsburg County to draw their warrant upon the County Treasurer of said County in favor of Pauly Jail Building Company for the sum of four hundred and sixty dollars, to pay balance due for building County jail, and to authorize Treasurer to pay same.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 247 (126).—Mr. Laney: A Bill to authorize the Trustees of Jefferson Special School District, No. 9, in Chesterfield County, to issue bonds for the purpose of erecting school buildings and equipping same and purchasing a lot or lots.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 252 (379).—Mr. Bass: A Bill to authorize and empower the County Board of Commissioners for Williamsburg County to sell the County's Poor House and Farm and to purchase another.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 253 (374).—Mr. Gaston: A Bill to provide for the temporary borrowing by the County of certain funds, and to direct the application of the same.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 257.—Mr. Raysor: A Bill to require the qualified electors of the town of Fort Motte to hold a second municipal election.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 168 (99).—Mr. Richards: A Bill to amend an Act entitled "An Act to authorize the establishment of municipal Courts in cities having a population of not less than four thousand and not more than twenty thousand inhabitants."

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 177.—Mr. Davis: A Joint Resolution to refund certain overpaid taxes to Mrs. Sarah E. Weeks, of Clarendon County.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 178.—Mr. Stackhouse: A Joint Resolution (with a petition) to relieve W. E. Blue, late County Treasurer of Marion County, and his sureties as such, from liability on account of paying certain school certificates on which the names of the School Trustees were forged.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 189.—Mr. W. J. Johnson: A Joint Resolution to empower and require the Trustees of School District No. 5 to transfer four hundred (\$400) dollars of the surplus to the Trustees of School District No. 22, of Fairfield County, for the building and maintenance of a graded school.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading.

Mr. RAYSOR called up

SPECIAL ORDERS.

S. 6.—Mr. Raysor: A Bill to require all parents or guardians to compel their children or wards to attend school for twelve weeks in each year.

Report favorable.

Third reading.

Mr. COLE L. BLEASE offered the following amendment:

Amend printed Bill No. 6, on page 2, lines 2 and 3, by striking out the words "or imprisonment in the County jail for not less than 10 days nor more than 20 days for each and every offense."

After debate by Messrs. COLE L. BLEASE and RAYSOR,

The question was taken on agreeing to the amendment of the Senator from Newberry, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Black, C. L. Blease, E. S. Blease, Davis, Dennis, Douglass, Hood, Hough, W. E. Johnson, W. J. Johnson, Marshall, Mauldin, Walker, Warren and Williams—15.

Nays—Messrs. Bates, Bivens, Blake, Brooks, Brown, Carpenter, Christensen, Efrid, Hardin, Hay, Holliday, Manning, McIver, McLeod, Peurifoy, Raysor, Stackhouse, Talbert and Wells—19.

So the amendment was lost.

Mr. HUDSON was excused from voting.

PAIR.

I am paired with Senator from Cherokee. If he were present he would vote "No" and I would "Aye."

J. S. BRICE.

The Bill was then amended as follows:

On motion of Mr. MAULDIN:

Amend on line 3, Sec. 2, strike out the word "twenty" and insert the word "five."

On motion of Mr. W. J. JOHNSON:

Amend Sec. 2, line 8, after the word "of" by striking out "one" and insert in lieu thereof "two."

Mr. COLE L. BLEASE moved to recommit the Bill.

The question was taken on agreeing to the motion of the Senator from Newberry, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bivens, Black, C. L. Blease, E. S. Blease, Brooks, Davis, Dennis, Earle, Efrid, Hardin, Hay, Hood, Holliday, Hough, W. J. Johnson, Marshall, McLeod, Walker, Warren and Williams—20.

Nays—Messrs. Bates, Blake, Brown, Carpenter, Christensen, Douglass, Hydrick, W. E. Johnson, Manning, McIver, Peurifoy, Raysor, Stackhouse, Talbert and Wells—15.

So the motion was agreed to and the Bill recommitted.

REASON FOR NOT VOTING.

Mr. McLEOD made the following statement:

Mr. President: Inasmuch as I have heretofore expressed myself to some Senators as favoring Bill 6, I wish to state that having taken no part in the debate and having carefully heard and considered the arguments, I find that I cannot now consistently favor and support the Bill, and therefore voted to recommit. I feel that is due those to whom I have heretofore expressed myself and to myself to make this statement.

PAIRS.

I am paired with the Senator from Charleston; if present he would vote "No" and I would vote "Aye." W. L. MAULDIN.

I am paired with the Senator from Cherokee; if he were present he would vote "No" and I would vote "Aye." J. S. BRICE.

S. 34.—Mr. Brice: A Bill to amend an Act entitled "An Act to amend Section 7 of an Act entitled 'An Act to provide for the election of the State Board of Control, and to further regulate the sale, use, consumption, transportation and disposition of intoxicating and alcoholic liquors or liquids in this State, and prescribe further penalties for violation of the Dispensary Law, and to police the same,'" approved February 25th, 1904. (Without recommendation.)

• Second reading.

Mr. COLE L. BLEASE moved to strike out the enacting words. After debate by Messrs. COLE L. BLEASE and BRICE, Further consideration was postponed until 8 o'clock to-night. The Senate proceeded to the consideration of

SPECIAL ORDER.

S. 99.—Mr. Cole L. Blease: A Bill to amend Section 562, Civil Code, Vol. 2, 1902, relating to appointment of County Dispensers.

Favorable.

Second reading.

The Bill was read and ordered to be placed on the Calendar for a third reading.

APPOINTMENT OF COMMITTEE.

The PRESIDENT announced the following Committee on the part of the Senate on

S. 7 (H. 171).—A Concurrent Resolution to appoint a Committee to investigate the management of the State Dispensary,

Messrs. Cole L. Blease, Hay and Christensen.

And a message was sent to the House accordingly.

RECESS.

On motion of Mr. W. E. JOHNSON, the Senate recessed from business until 8 o'clock to-night.

NIGHT SESSION.

The Senate reassembled at 8 P. M. and was called to order by the PRESIDENT.

The Senate resumed the consideration of

S. 34.—Mr. Brice: A Bill to amend an Act entitled "An Act to amend Section 7 of an Act entitled 'An Act to provide for the election of the State Board of Control, and to further regulate the sale, use, consumption, transportation and disposition of intoxicating and alcoholic liquors or liquids in this State, and prescribe further penalties for violation of the Dispensary Law, and to police the same,'" approved February 25th, 1904.

Without recommendation.

Second reading.

Mr. COLE L. BLEASE renewed his motion to strike out the enacting words of the Bill.

After debate by Messrs. COLE L. BLEASE, MAULDIN and BRICE,

The question was taken on agreeing to the motion of the Senator from Newberry, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bivens, Blake, C. L. Blease, E. S. Blease, Carpenter, Christensen, Davis, Dennis, Douglass, Hay, Manning, McGowan, McLeod, Raysor, Stackhouse, Talbert, Walker and Williams—18.

Nays—Messrs. Black, Brice, Brooks, Brown, Hardin, Hood, Holliday, Hudson, Mauldin, McIver and Wells—11.

So the motion was agreed to and the enacting words of the Bill stricken out.

PAIRS ANNOUNCED.

I am paired with the Senator from Richland. If present, he would vote No, I would vote Aye. J. E. PEURIFOY.

I am paired with the Senator from Charleston. If present, he would vote No, I would vote Aye. E. F. WARREN.

I am paired with Senator Efrd. If he were here he would vote Yes, I vote No. W. E. JOHNSON.

RESOLUTION.

Mr. HOOD offered the following Resolution:

Resolved, That the Speaker and the members of the House of Representatives be invited to attend in the Senate Chamber at 12.30 o'clock, P. M., on the 2d instant, for the purpose of ratifying Acts.

Which was adopted and the invitation sent to the House accordingly.

ADJOURNMENT.

Mr. MANNING moved that when the Senate adjourn it adjourn to meet to-morrow at 11 A M.

The motion was agreed to.

On motion of Mr. MANNING, the Senate, at 9.30, adjourned.

THURSDAY, FEBRUARY 2, 1905.

The Senate assembled at 11 A. M., the hour to which it stood adjourned, and was called to order by the PRESIDENT.

The roll was called, and, a quorum answering to their names, the PRESIDENT announced the Senate ready to proceed to business.

The Clerk proceeded to read the Journal of yesterday, whereupon on motion of Mr. HOOD, the further reading of the Journal was dispensed with.

The PRESIDENT called for Petitions, Memorials, Presentments of Grand Juries and such like papers.

INTRODUCTION OF BILLS.

The following Bills and Resolutions were introduced under suspension of Rule XXXVI.:

S. 279.—Mr. BRICE: A Bill to amend an Act entitled "An Act to amend Section 7 of an Act entitled 'An Act to provide for the election of the State Board of Control and to further regulate the sale, use, consumption, transportation and disposition of intoxicating and alcoholic liquors or liquids in this State, and prescribe further penalties for violation of the Dispensary Law, and to police the same,' approved March 6, 1896," approved February 25th, A. D. 1901, by striking out and repealing the proviso of Section 7 of the original Act as therein appearing as to special tax levy and certain forfeitures.

Read the first time and referred to the Committee on Dispensary.

S. 280.—Mr. BROWN: A Bill to empower School District No. 40, of Lancaster County, consisting of parts of said County and Kershaw County, to issue \$12,000 coupon bonds for school purposes.

Read the first time and referred to the Committee on Finance.

S. 281.—Mr. COLE L. BLEASE: A Bill to divide the State into ten Judicial Circuits, and to provide for the holding of the Circuit Courts therein.

Read the first time and referred to the Committee on Judiciary.

S. 282.—Mr. STACKHOUSE: A Bill (with a petition) to relieve the sureties on the official bonds of G. Raymond Berry, late County Superintendent of Education of Marion County.

Read the first time and referred to the Committee on Finance.

S. 283.—Mr. PEJRIFOY: A Bill to enable the Supervisor and Treasurer of Colleton County to borrow funds with which to defray current expenses of said County for the year 1905, and to authorize

the Supervisor to pledge the levy for ordinary County purposes for year 1905, to secure the same with interest thereon.

Read the first time and ordered placed on the Calendar without reference.

S. 284.—Mr. WILLIAMS: A Bill to license the sale of coca cola and to provide a punishment for the violation thereof.

Read the first time and referred to the Committee on Judiciary.

Mr. BATES made the following statement: I was too unwell to attend the session of the Senate held last evening, at which the Bill of Senator Brice, No. 34, relating to the Dispensary Law, was considered and disposed of, and I desire to put myself on record as favoring the Bill and would have voted for it if I had been present.

GEO. H. BATES.

February 2, 1905.

REPORTS OF COMMITTEES.

Mr. DOUGLASS, from the Committee on Agriculture, submitted a favorable report on

H. 150 (51).—Mr. Sellers: A Bill for the protection of birds other than game birds and their nests and eggs, and to provide for the punishment of violations thereof.

Ordered for consideration to-morrow.

Mr. DOUGLASS, from the Committee on Agriculture, submitted a favorable report on

S. 156.—Mr. Hardin (by request): A Bill to repeal Article I., Chapter XXXIV., Title XI., being Sections 1529-1549, both inclusive, as now contained in Vol. 1 of the Code of Laws of South Carolina, 1902, relating to fertilizers and fertilizing materials, and to enact certain Sections in lieu thereof.

Ordered for consideration to-morrow.

Mr. BUTLER, from the Committee on Incorporations, submitted a favorable report on

H. 255 (111).—Mr. Hemphill: A Bill to amend an Act entitled "An Act to incorporate Mount Pleasant and Georgetown Railway Company."

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 258.—Mr. Hay: A Bill to fix the salary of Probate Judge of Kershaw County.

Ordered for consideration to-morrow.

Mr. DOUGLASS, from the Committee on Agriculture, submitted a favorable report on

S. 259.—Mr. Manning (by request): A Bill to repeal Sections 360, 362, both inclusive, of the Criminal Code of South Carolina, and to enact certain Sections in lieu thereof.

Ordered for consideration to-morrow.

Mr. BUTLER, from the Committee on Incorporations, submitted a favorable report on

S. 276.—Mr. Mauldin: A Bill to incorporate Saluda River Power Company.

Ordered for consideration to-morrow.

Mr. HOOD, from the Committee on Enrolled Acts, submitted the following report:

The Committee on Enrolled Bills, respectfully report the following Bills and Joint Resolutions enrolled and ready for ratification:

H. 266 (S. 85.—Mr. Blake): A Bill to incorporate the Board of Trustees of the Associate Reformed Presbyterian Synod of the South

H. 279 (S. 106.—Mr. Stackhouse): A Bill to authorize the Trustees of Fork School District, being School District No. 26, of Marion County, to issue bonds for the purpose of purchasing or paying for school buildings and sites and equipping the same.

H. 267 (S. 86.—Mr. McIver): A Joint Resolution to further regulate the determination and the levy of special tax, and the election of Trustees in and for the "School District of the town of Cheraw."

S. 30 (H. 213.—Mr. Warren): A Bill to provide for the holding of the Summer Term of Court of Common Pleas for Hampton County.

H. 263 (S. 63.—Mr. Marshall): A Joint Resolution to authorize the Governor to appoint a Commission to examine into and report the financial affairs of Richland County.

H. 159 (S. 13.—Mr. Mauldin): A Joint Resolution to authorize the Governor to appoint a Commission to examine into and report the financial affairs of Greenville County.

Received as information.

PAPERS FROM THE HOUSE OF REPRESENTATIVES.

The House sent the Senate the following:

H. 285 (79).—Mr. Richards: A Bill to encourage the erection of adequate school buildings.

Read the first time and referred to the Committee on Education.

H. 54 (185.—Mr. McGowan): A Bill to amend Section 7 of an Act entitled "An Act to incorporate the Board of Trustees of the Presbyterian College of South Carolina," approved 20th day of February, A. D. 1903, and to repeal Section 8 thereof.

Returned with amendments.

On motion of Mr. MCGOWAN, the Senate concurred in the amendments proposed by the House.

Ordered that the title be changed to that of an Act and it be enrolled for ratification.

And a message was sent to the House accordingly.

Also, the following

CLAIMS.

H. 286 (309).—Claim of Oconee News, advertising elections, \$46.20.

H. 287 (310).—Claim of Clinton Gazette, advertising elections, \$46.14.

H. 288 (311).—Claim of Kershaw Era, advertising elections, \$33.14.

H. 289 (312).—Claim of Enterprise Publishing Co., advertising elections, \$57.14.

H. 290 (313).—Claim of Lancaster Ledger, advertising elections, \$43.00.

H. 291 (314).—Claim of Lancaster Review, advertising elections, \$43.00.

H. 292 (315).—Claim of The People, advertising elections, \$12.92.

H. 293 (316).—Claim of Conway Publishing Co., advertising elections, \$11.32.

H. 294 (317).—Claim of Greenwood Index, advertising elections, \$42.88.

H. 295 (318).—Claim of Greenwood Journal, advertising elections, \$42.88.

H. 296 (319).—Claim of Greenwood News, advertising elections, \$53.38.

H. 297 (320).—Claim of The Advocate, advertising elections, \$43.42.

H. 298 (321).—Claim of The New Era, advertising elections, \$45.32.

H. 299 (322).—Claim of Manning Publishing Co., advertising

H. 300 (323).—Claim of estate of W. R. Jones, tax refund, \$11.37.

H. 301 (324).—Claim of Manning Times, advertising election, \$46.82.

H. 302 (325).—Claim of Carolina Citizen, advertising election, \$44.10.

H. 303 (326).—Claim of Cheraw Chronicle, advertising election, \$44.10.

H. 304 (327).—Claim of Chesterfield Advertiser, advertising election, \$44.10.

H. 305 (328).—Claim of Beaufort Gazette, advertising election, \$36.12.

H. 306 (329).—Claim of Barnwell People, advertising election, \$10.38.

H. 307 (330).—Claim of the New Sentinel, advertising election, \$43.92.

H. 308 (331).—Claim of Anderson Daily Mail, advertising election, \$48.58.

H. 309 (332).—Claim of Honea Path Chronicle, advertising election, \$48.58.

H. 310 (333).—Claim of Edisto Record, advertising election, \$45.16.

H. 311 (334).—Claim of Press and Banner, advertising election, \$41.74.

H. 312 (335).—Claim of The R. L. Bryan Co., printing, \$218.50.

H. 313 (336).—Claim of U. R. Brooks, Clerk Supreme Court, \$10.00.

H. 314 (337).—Claim of W. B. Williams, Auditor York County, \$112.96.

H. 315 (338).—Claim of D. T. Moore, refund taxes, \$45.00.

H. 316 (339).—Claim of O. B. Martin, expenses State Board of Education, \$58.57.

H. 317 (342).—Claim of Dr. J. L. Napier, State Board of Medical Examiners, \$31.40.

H. 318 (343).—Claim of Dr. W. P. Porcher, State Board of Medical Examiners, \$34.95.

H. 319 (344).—Claim of Dr. S. C. Baker, State Board Medical Examiners, \$24.50.

H. 320 (345).—Claim of Dr. O. B. Mayer, State Board of Medical Examiners, \$25.50.

H. 321 (346).—Claim of Dr. R. A. Bratton, State Board of Medical Examiners, \$29.00.

H. 322 (347).—Claim of Davis Furman, State Board of Medical Examiners, \$32.20.

H. 323 (348).—Claim of Dr. W. M. Lester, State Board Medical Examiners, \$21.35.

H. 324 (349).—Claim of Dr. T. G. Croft, State Board Medical Examiners, \$27.25.

H. 325 (350).—Claim of Dr. Mary R. Baker, State Board Medical Examiners, \$100.00.

H. 326 (351).—Claim of Dr. J. L. Napier, State Board Medical Examiners, \$30.60.

H. 327 (352).—Claim of Dr. W. P. Porcher, State Board Medical Examiners, \$33.30.

H. 328 (353).—Claim of Dr. Davis Furman, State Board Medical Examiners, \$33.30.

H. 329 (354).—Claim of Dr. R. A. Bratton, State Board of Medical Examiners, \$28.50.

H. 330 (355).—Claim of Dr. O. B. Mayer, State Board Medical Examiners, \$24.30.

H. 331 (356).—Claim of Dr. W. M. Lester, State Board Medical Examiners, \$20.00.

H. 332 (357).—Claim of Dr. T. G. Croft, State Board Medical Examiners, \$26.50.

H. 333 (358).—Claim of Dr. S. C. Baker, State Board Medical Examiners, \$24.30.

H. 334 (359).—Claim of Ernest Moore, Special Judge, \$251.22.

H. 335 (360).—Claim of F. B. Gary, Special Judge, \$504.00.

H. 336 (361).—Claim of J. A. McCullough, Special Judge, \$189.44.

H. 337 (362).—Claim of Ellis G. Graydon, Special Judge, \$225.36.

H. 338 (363).—Claim of C. C. Featherstone, Special Judge, \$183.86.

H. 339 (364).—Claim of J. E. MacDonald, Special Judge, \$162.91.

H. 340 (365).—Claim of J. E. MacDonald, \$203.19.

H. 341 (366).—Claim of Martin F. Ansel, \$120.00.

Which were referred to the Committee on Claims and Grievances.

MESSAGE No. 12.

In the House of Representatives,
Columbia, S. C., February 2, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has rejected

H. 446 (S. 120.—Mr. Cole L. Blease): A Bill to amend Section 2009, of Code of Laws of South Carolina, Vol. I., 1902, as amended by an Act approved 20th day of February, 1904, so as to except the city of Newberry from the provisions of said Section.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 13.

In the House of Representatives,
Columbia, S. C., February 2, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has passed

H. 278 (S. 87.—Mr. Manning): A Bill to amend Sections 1, 4, 5, 10 and 11, entitled "An Act to require the payment of annual license fees by corporations doing business in the State, and report to the Comptroller General," approved 1st day of March, 1904, so as to correct errors.

And the Bill having been read three times in both Houses, ordered that the title thereof be changed to that of an Act, and that it be enrolled for ratification.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 14.

In the House of Representatives,
Columbia, S. C., February 2, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has accepted your invitation to attend in the Senate Chamber at 12.30 P. M. this day.

Very respectfully,

M. L. SMITH,
Speaker of the House.

The Senate proceeded to the consideration of the Calendar.

GENERAL ORDERS.

THIRD READING BILLS.

The following Bills and Joint Resolution were severally read the third time, passed and ordered sent to the House of Representatives:

S. 134.—Mr. Hay: A Bill to provide for the resurvey and location of the boundary line between the Countes of Kershaw and Lancaster, in the State of South Carolina.

S. 135.—Mr. Mauldin: A Bill to give Magistrates jurisdiction to try and punish for the unlawful sale or barter of alcoholic liquors.

S. 161.—Lee County Delegation: A Bill to enable the Commissioners of the Sinking Fund to lend funds to the County Board of Commissioners of Lee County, to pay the past indebtedness of said County, and to authorize the said County Board of Commissioners to pledge the special tax levy hercin provided to secure the same.

S. 177.—Mr. Davis: A Joint Resolution to refund certain over-paid taxes to Mrs. Sarah E. Weeks, of Clarendon County.

S. 178.—Mr. Stackhouse: A Joint Resolution (with a petition) to relieve W. E. Blue, late County Treasurer of Marion County, and his sureties as such, from liability on account of paying certain school certificates on which the names of the School Trustees were forged.

S. 189.—Mr. W. J. Johnson: A Joint Resolution to empower and require the Trustees of School District No. 5 to transfer four hundred (\$100) dollars of the surplus to the Trustees of School District No. 22 of Fairfield County, for the building and maintenance of a graded school.

S. 257.—Mr. Raysor: A Bill to require the qualified electors of the town of Fort Motte to hold a second municipal election.

S. 265.—Mr. W. E. Johnson: A Bill to authorize the town of Wagener to issue bonds for public improvements.

The following Bills and Joint Resolution having received three readings in both Houses, it was ordered that the titles be changed to Acts and enrolled for ratification:

H. 168 (99).—Mr. Richards: A Bill to amend an Act entitled "An Act to authorize the establishment of municipal Courts in cities having a population of not less than four thousand and not more than twenty thousand inhabitants."

H. 198 (383).—Mr. Bass: A Joint Resolution to authorize and require the Board of County Commissioners of Williamsburg County to draw their warrant upon the County Treasurer of said County in favor of Pauly Jail Building Company for the sum of four hundred

and sixty dollars, to pay balance due for building County jail, and to authorize Treasurer to pay same.

H. 247 (126).—Mr. Laney: A Bill to authorize the Trustees of Jefferson Special School District, No. 9, in Chesterfield County, to issue bonds for the purpose of erecting school buildings and equipping same and purchasing a lot or lots.

H. 252 (379).—Mr. Bass: A Bill to authorize and empower the County Board of Commissioners for Williamsburg County to sell the County's Poor House and Farm and to purchase another.

H. 253 (374).—Mr. Gaston: A Bill to provide for the temporary borrowing by the County of certain funds, and to direct the application of the same.

SECOND READING BILLS.

S. 19.—Mr. Earle: A Bill in respect to attorneys' and officers' costs and fees.

Report favorable.

Mr. RAYSOR moved to strike out the enacting words.

After debate by Messrs. EARLE, RAYSOR and WALKER,

The enacting words of the Bill were stricken out.

S. 23.—Mr. Bates: A Bill to change the name of Bull Pond School House voting precinct to Bull Pond Club House.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 129.—Mr. Efrid: A Bill to amend Section 22 of the Code of Civil Procedure, being a part of the Code of Laws of South Carolina, 1902, relating to the holding of Courts in the Fifth Judicial Circuit, as amended by Act approved February 25, A. D. 1904.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 171.—Mr. Brown: A Bill to establish a new voting precinct in Darlington County, to be known as Clyde, at Clyde.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 173.—Mr. E. S. Blease: A Bill to amend Section 2137, Volume 1, Code of Laws of South Carolina, 1902, in reference to notice of accidents to be given by railroad corporations.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 183.—Mr. Mauldin: A Bill to amend Section 1079, Volume 1, Code of Laws, 1902, as to compensation of the State Board of Pensions.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 184.—Mr. Mauldin: A Bill to amend an Act entitled "An Act to amend Sub-division Class C, No. 1, of Section 2, of an Act to amend Sections 1065, 1066 and 1067, Chapter XXII., Volume 1, of the Code of Laws of South Carolina, 1902, relating to pensions," approved the 26th day of February, A. D. 1902, approved 11th day of February, A. D. 1904, so as to reclass widows, and provide for disposition of dues to deceased pensioners.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

H. 192 (196).—Mr. Lyon: A Bill to require the Secretary of State to make reports to the Comptroller General of certain fees and funds, and to fix the time for the payment thereof to the State Treasurer.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

RATIFICATION OF ACTS.

At 12.30 o'clock P. M. the Sergeant-at-Arms announced the Honorable the Speaker of the House, and Members of the House of Representatives, when the followings Acts and Joint Resolutions were duly ratified:

H. 266 (S. 85).—Mr. Blake: An Act to incorporate the Board of Trustees of the Associate Reformed Presbyterian Synod of South Carolina.

H. 279 (S. 106).—Mr. Stackhouse: An Act to authorize the Trustees of Fork School District, being School District No. 26, of Marion County, to issue bonds for the purpose of purchasing or paying for school buildings and sites and equipping the same.

H. 267 (S. 86).—Mr. McIver: A Joint Resolution to further regulate the determination and the levy of special tax, and the election of Trustees in and for the School District of the town of Cheraw.

S. 30 (H. 213).—Mr. Warren: An Act to provide for the holding of the Summer Term of Court of Common Pleas for Hampton County.

H. 263 (S. 63).—Mr. Marshall: A Joint Resolution to authorize the Governor to appoint a Commission to examine into and report the financial affairs of Richland County.

H. 159 (S. 13).—Mr. Mauldin: A Joint Resolution to authorize the Governor to appoint a Commission to examine into and report the financial affairs of Greenville County.

H. 74.—Newberry Delegation (S. 97): An Act to amend an Act entitled "An Act to establish the Newberry School District, to authorize the establishment of free graded schools therein, and to provide the means for the efficient management of the same."

H. 42.—Mr. Lyon (S. 69): A Joint Resolution to authorize and require the Treasurer of Abbeville County to pay to the County Superintendent of Education of Abbeville County two thousand two hundred and fifty-nine dollars (\$2,259.00), and to provide for fees and expenses heretofore incurred in collecting the same.

H. 56.—Mr. Toole (S. 70): An Act to authorize and empower the North Augusta School District No. 66, of Aiken County, in the State of South Carolina, to issue bonds for purchase of a lot and the erection and equipment of a graded school building thereon; to provide for a Building Committee, and to provide means for the payment of said bonds and the interest thereon.

H. 62.—Mr. Kershaw (S. 71): An Act to amend an Act entitled "An Act to provide for the establishment of a new School District in the County of Darlington, and to authorize the levy and collection of a local tax therein," approved December 21, 1885, and approved January 4, 1894.

H. 70.—Mr. Yeldell (S. 127): An Act to regulate the traffic in seed cotton and unpacked lint cotton.

H. 97.—Mr. Morrison (S. 167): An Act to fix the amounts of the bonds to be given by the County officers of the County of Greenwood.

H. 28.—Mr. Laban Mauldin (S. 126): An Act to repeal Section 489 of Criminal Code, 1902, Vol. II., relating to County Auditor.

H. 22.—Mr. Morgan (S. 95): An Act to amend Section 2941 of Vol. I., Code of Laws of South Carolina, 1902, by striking out said Section and inserting in lieu thereof another, to be known as Section 2941.

H. 54.—Mr. Lyon (S. 110): An Act to amend Section 1198, Code of Laws of South Carolina, 1902, Vol. 1, so as to change the pro-

visions as to traveling expenses of the County Superintendents of Education of Abbeville and Marlboro Counties.

H. 3.—Mr. Sinkler (S. 66): An Act to amend Section 1775 of the Code of Laws of South Carolina, 1902, Vol. 1., fixing liability of stockholders in banks and banking institutions.

H. 10.—Mr. Whaley (S. 94): An Act to authorize the Charleston Light and Water Company to construct and maintain a dam across Goose Creek, in Berkeley County.

H. 38.—Mr. Lyon (S. 68): A Joint Resolution to authorize and require the County Superintendent of Education to approve, and the Treasurer of Abbeville County to pay, school claims to Miss Nannie Mattison.

RECONSIDERATION.

Mr. McIVER moved to reconsider the vote whereby the Senate agreed to strike out the enacting words of

S. 143.—Mr. Christensen: A Bill to amend Sections 204 and 205 of the Criminal Code of Laws of South Carolina, prohibiting the issue and using of free passes.

The motion was agreed to and the Bill restored to its place on the Calendar.

Mr. HAY moved to lay the amendments proposed by the Committee on the table.

The motion was agreed to.

Mr. BRICE moved to strike out the enacting words.

After debate by Messrs. BRICE, COLE L. BLEASE, HAY, CHRISTENSEN and MCGOWAN,

The question was taken on agreeing to the motion of the Senator from York, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bivens, Black, C. L. Blease, Brice, Brooks, Earle, Hood, W. E. Johnson, Mauldin, Raysor and Stackhouse—11.

Nays—Messrs. Blake, E. S. Blease, Brown, Carpenter, Christensen, Davis, Dennis, Douglass, Hardin, Hay, Holliday, Hudson, W. J. Johnson, Manning, Marshall, McGowan, McIver, McLeod, Peurifoy, Talbert, Walker, Warren, Wells and Williams—24.

So the motion was lost and the Senate refused to strike out the enacting words.

The Bill was then ordered placed on the Calendar for a third reading.

SPECIAL ORDERS.

Mr. BIVENS called up

S. 89.—Mr. Bivens: A Bill to amend the law relating to Magistrates and their Constables, their powers, duties, jurisdiction, salaries, etc.

Third reading.

The Bill was amended as follows:

On motion of Mr. STACKHOUSE:

There shall be appointed in the County of Marion a Magistrate at Nichols, whose duties, powers and authority shall be the same as those of other Magistrates now provided for by law in said County, and such Magistrate shall receive a salary of eighty dollars as compensation for all costs and fees in criminal cases, and on inquests acting as Coroner; said Magistrate shall have power and authority to appoint a Constable, who shall receive an annual salary of eighty dollars in lieu of all costs and fees in criminal cases, except as now provided for by law in said County; and said Constable shall have the power, authority and duties, and all the rights now provided by law in said County.

On motion of Mr. BUTLER:

Amend Bill No. 89 in Subdivision "Cherokee County," amendment already adopted, by inserting before the word "and" and immediately after the words "shall have jurisdiction over Cherokee County," the following: in civil cases and offenses where the crime charged is a felony, and in all other cases their jurisdiction is hereby confined to Limestone Township south of the public road that runs by A. Harris, on to Grassy Pond, and the road from Grassy Pond to Stacy's Ferry, except in cases that are transferred as is now allowed by law for change of venue in civil and criminal cases.

On motion of Mr. EARLE:

Amend Bill 89, on line 16, after the word, "*Provided*," insert "Oconee County—There shall be appointed for Oconee County, Magistrates as follows: One at Walhalla, whose compensation shall be one hundred twenty-five dollars per annum; one at Seneca, whose compensation shall be seventy-five dollars per annum; one at Westminster, whose compensation shall be seventy-five dollars per annum; one at or near Oakway, whose compensation shall be fifty dollars; one at or near Salem, whose compensation shall be thirty-five dollars per annum, and eight others may be appointed, each of whose compensation shall be twenty-five dollars per annum."

Further consideration of the Bill was then postponed.

Mr. COLE L. BLEASE called up

S. 99.—Mr. Cole L. Blease: A Bill to amend Section 562, Civil Code, Vol. 2, 1902, relating to appointment of County Dispensers.

Report favorable.

Third reading.

The Bill was read the third time, passed and ordered sent to the House.

Mr. RAYSOR called up

S. 24.—Mr. Raysor: A Bill to amend Chapter XXXII., Criminal Code, Volume 2, Code of Laws of South Carolina, 1902, regulating the sale of spirituous liquors.

Report favorable.

Second reading.

Mr. BRICE moved to strike out the enacting words.

After debate by Messrs. BRICE, MANNING and RAYSOR,

Further consideration was postponed until 8 o'clock this evening, on motion of Mr. BRICE.

RECESS.

On motion of Mr. RAYSOR, the Senate recessed from business until 8 o'clock this evening.

NIGHT SESSION.

The Senate reassembled at 8 P. M. and was called to order by the PRESIDENT.

INTRODUCTION OF BILLS.

The following Bill was introduced under suspension of Rule XXXVI.:

S. 342.—Mr. W. E. JOHNSON: A Bill to provide against strikes, lockouts and similar troubles.

Read the first time and referred to the Committee on Judiciary.

REPORTS OF COMMITTEES.

Mr. MANNING, from the Committee on Finance, submitted a special report on

S. 50.—Mr. Manning: A Bill to amend the Code of Laws of South Carolina, 1902, in reference to State Board of Assessors and its duties,

Recommending that the Bill be continued to next session.

Upon immediate consideration, the report was adopted and the Bill continued.

Mr. WARREN, from the Committee on Privileges and Elections, submitted a favorable report on

S. 61.—Mr. Cole L. Blease: A Bill to amend Section 221, Volume 1, Code of Laws, 1902, relating to the forwarding of election returns. Ordered for consideration to-morrow.

Mr. WARREN, from the Committee on Privileges and Elections, submitted an unfavorable report on

S. 103.—Mr. Butler: A Bill to establish Calhoun County. Ordered for consideration to-morrow.

Mr. WARREN, from the Committee on Privileges and Elections, submitted an unfavorable report on

S. 180.—Mr. Hood: A Bill to change the County line of Anderson County, so as to incorporate a portion of Abbeville County. Ordered for consideration to-morrow.

Mr. DOUGLASS, from the Committee on Agriculture, submitted an unfavorable report, and Mr. WARREN an unfavorable report on

S. 191.—Special Committee: A Bill to amend the law in reference to the Board of Phosphate Commissioners, and to further define their powers and duties.

Ordered for consideration to-morrow.

Mr. WILLIAMS, from the Committee on Medical Affairs, submitted a special report on

S. 152.—Mr. Brice: A Bill to regulate the sale of cocaine, opium and morphine,

Recommending that the Bill be laid upon the table.

Upon immediate consideration, the report was adopted and the Bill laid upon the table.

Mr. WILLIAMS, from the Committee on Medical Affairs, submitted a favorable report, with amendments, on

H. 250 (270).—Mr. Morgan: A Bill to regulate the sale of cocaine, morphine and choral in this State, and to provide punishment for the violation thereof.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

H. 193 (404).—Newberry Delegation: A Bill to amend an Act entitled "An Act to enable and authorize School District No. 14, in Newberry County, to issue bonds for the purpose of building and erecting a school house therein, and to purchase a lot therefor," ap-

proved 20th day of February, A. D. 1904, and to validate the bonds issued under authority of said Act.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

H. 205 (246).—Mr. Morrison: A Bill to authorize the Trustees of Greenwood School District, No. 18, to borrow money to pay off past indebtedness.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

H. 213 (144).—Mr. Higgins: A Bill to authorize and empower School District No. 52, of Newberry County, in the State of South Carolina, to issue bonds for purchase of a lot, and the erection and equipment of a school building thereon, to provide for a Building Committee, and to provide for the payment of said bonds, and the interest thereon.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

H. 214 (153).—Mr. M. W. Walker: A Bill to amend Section 1040, Civil Code, 1902, so far as same relates to Spartanburg County, by making salaries therein provided payable monthly at the option of the Magistrates and Constables.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report, with amendments, on

S. 280.—Mr. Brown: A Bill to empower School District No. 40, of Lancaster County, consisting of parts of said County and Kershaw County, to issue \$12,000.00 coupon bonds for school purposes.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

S. 282.—Mr. Stackhouse: A Bill (with a petition) to relieve the sureties on the bonds of G. Raymond Berry, late County Superintendent of Education of Marion County.

Ordered for consideration to-morrow.

The Senate resumed the consideration of

S. 24.—Mr. Raysor: A Bill to amend Chapter XXXII., Criminal Code, Volume 2, Code of Laws of South Carolina, 1902, regulating the sale of spirituous liquors.

And Mr. BRICE renewed his motion to strike out the enacting words.

The motion was lost and the Senate refused to strike out the enacting words.

The Bill was amended as follows:

On motion of Mr. MANNING:

Strike out Section 3 of said Bill and insert the following Sections in lieu thereof:

Section 3. That Section 557, Criminal Code, Chapter XXVII., Vol. 2, Code of Laws of South Carolina, 1902, be stricken out and repealed and the following Section inserted in lieu thereof:

Section 557. A Dispensary Commissioner shall be elected by the General Assembly, who shall hold his office for the term of two years, and until his successor shall be elected and qualified; and who shall receive an annual salary of three thousand dollars, to be paid now as provided by law. The Governor shall have the right at any time to suspend the said Commissioner for any cause which he shall consider sufficient until the next meeting of the General Assembly, and appoint some suitable person to fill such vacancy during the said suspension. In case of the suspension of said Commissioner by the Governor he shall, on the first day of the meeting of the Legislature, make a report to said General Assembly, stating his reasons for his action, which action, if approved by the General Assembly, shall operate as a removal, and the General Assembly shall elect a successor to said Commissioner. In case of death, suspension or other disability of the Commissioner the Governor shall have the right to appoint a successor to fill said vacancy until the next meeting of the General Assembly. The Board of Directors of the Dispensary shall within thirty days after the first day of March, 1905, and thereafter quarterly, advertise in two or more daily newspapers of this State, and one or more daily newspapers published without the State, for bids to be made by parties desiring to furnish liquor to the Dispensary for said quarter. Said bids shall be placed in a box, as hereinafter directed, and only one bid shall be made by any one person or corporation, which shall state the quality, price and chemical analysis thereof, and accompanying the said bids there shall be a sample of each kind of liquor offered for sale, containing not less than one pint, enclosed in the same box with the bid, in a bottle the shape of which shall be suggested or prescribed by the Board of Directors, together with a uniform cork and cap, to be prescribed by them, and there shall be no label or distinguishing mark of any description or

kind on either the box or the bottle to show from whom or whence it came. The box containing the bid and sample shall be sent by express to the State Treasurer at Columbia, South Carolina. On receipt of such boxes containing samples and bids the Treasurer shall open same and number the sample bottle and bid with a corresponding number, file the bid in his office and deliver the sample bottle so numbered, and a statement of the price of the liquors therein contained and without any other distinguishing mark to show from whom or whence it came, to the Directors of the Dispensary at a meeting of said Board, who shall then and there open said bids in public and record all said bids, numbered as aforesaid, in a book kept for that purpose. The State Board of Directors shall examine the liquors contained in said sample bottle and have same analyzed by the State Chemist, and award the purchase to the bid numbered in accordance with the sample bottle, which is best according to test, analysis and price, and report the number of the bid to which the award is made to the State Treasurer, who shall thereupon declare to whom the contract is awarded. The State Treasurer shall not disclose who are the bidders for the several numbers placed by him on the bid and sample bottles before such award is made by the State Board of Directors. The Directors may reject any and all bids and readvertise for other bids. They shall contract for the purchase of all alcoholic liquors for lawful use in this State and shall have same tested in order to ascertain if they be chemically pure and according to standard and sables. If the liquors purchased fail to correspond in any respect with the samples furnished, the seller thereof shall forfeit to the State a sum equal to the value of the liquors contracted to be sold, to be recoverable in any action brought by the State against such seller. The contract for the purchase of such liquors awarded to the successful bidder, as hereinabove directed, shall not be for any specified amount, but only for such quantities and kinds of liquors as may be actually required by the Commissioner to fill orders received by him from the County Dispensers, approved by the County Board of Control, not to exceed the amount limited in the contract. The Commissioner shall have exclusive power to order goods shipped for the Dispensary under said contract, and all goods so ordered by him shall be subject to rejection by him if not in accordance with the samples and analysis filed as hereinbefore directed. Until the goods are ordered shipped by the Commissioner, the contract for their purchase shall not be a binding obligation on the State. Case or bottled liquors shall only be contracted for when of

a high grade and standard reputation, and in all contracts for their purchase it shall be provided that if such goods are not sold through the Dispensary, they may be returned by the Commissioner to the seller at cost price, within one year from the date of their receipt by him. All other goods shall be purchased in bulk and bottled at the Dispensary. The Directors shall require from the successful bidder or bidders a bond in such sum as they may deem necessary, with proper surety, to insure the compliance of the bidder or bidders with the terms of said contract. The Directors of the Dispensary shall not purchase any liquor of any person, firm or corporation who shall solicit orders either by drummers, agents, samples or otherwise than as hereinbefore provided. The State Board of Directors shall make quarterly reports, showing the amounts contracted for, including brands, grades and process, with the name of the seller, during the previous quarter, which reports shall be published in at least two daily newspapers in this State. The fiscal year of the transaction of the State Dispensary shall end on the thirtieth day of November in each year. The Governor of the State shall appoint, not later than the fifteenth day of December in each year, two expert accountants, of good character and high standing in their profession, who shall make a thorough examination of the books of account, trial balances, and balance sheet of the Dispensary for the year ending the thirtieth day of November, together with all bids, vouchers, and any and all evidences of receipts and expenditures whatsoever, and they shall certify to the General Assembly in writing, at the beginning of the regular session in January of each year, the result of such examination; this certificate to be in addition to the annual report of the Board of Directors. The accountants so named by the Governor shall each receive for his services four dollars per day, for not exceeding thirty days in any one year, to be paid from the earnings of the Dispensary. The Commissioner and the members of the Board of Directors are hereby directed and commanded to give to the accountants appointed by the Governor free and full access to all books of account, trial balances, and every and all books, invoices, receipts, bank books, and every and all papers connected with the financial operation of the Dispensary.

By adding at end of Sec. 4 another Section, to be known as Secs. 5 and 6, as follows:

That two new Sections be added to said Bill as follows:

Section 5. That three new Sections be inserted in the Criminal Code, Vol. 2, Code of Laws of South Carolina, 1902, Chapter

XXVII., to be known as Sections 559a, 559b, and 559c, reading as follows:

Section 559a. The State Treasurer shall keep secret the names and identity of bidders filing bids with him, as prescribed in Section 557, until after the award thereon shall have been made by the Board of Directors, and should said State Treasurer, or any person whomsoever, disclose such names and identity prior to such award being made, he shall be guilty of a misdemeanor and fined in a sum of not less than one hundred nor more than two thousand dollars, and be imprisoned not less than one month nor more than one year.

Section 559b. Any person, firm or corporation soliciting orders for the purchase of liquors from or through any Dispenser, Commissioner, member of a County Board of Control, or of the State Board of Directors, or other officer or employee connected with the State or County Dispensaries, either by a drummer, agent, or in person, or by sample, or otherwise, except by bids and samples filed with the State Treasurer as provided in Section 557, shall be guilty of a misdemeanor and on conviction therefor shall be fined not less than one thousand dollars, or imprisoned not less than six months, and shall forfeit all right under any contract that may exist on his or its part with the State authorities for the sale of spirituous liquors.

Section 559c. If any Dispenser, or Clerk in his employ, shall violate any provisions of this Chapter or of the Constitution in reference to the sale of spirituous liquors, such Dispenser shall, in addition to the other penalties now provided by law, forfeit his salary for one month for the first offense, and on conviction for the second offense, be removed from office. The grand jury shall frequently examine and inquire as to the conduct of County Dispensers and their employees, and shall institute prosecutions in all cases where they violate any provision of this Chapter.

Section 6. That Section 576, Chapter XXVII., Criminal Code, Code of Laws of South Carolina, 1902, be amended by inserting after the word "sale," on the eighth line, the clause "or shall make any sale without requiring such written request to be signed by the applicant as provided in Section 566, or shall in any way violate the provisions of said Section 566, or shall sell or furnish any intoxicating liquors to any minor, intoxicated person or persons who are in the habit of becoming intoxicated or otherwise than as provided in this Chapter;" so that said Section as amended shall read as follows:

Section 576. If any Dispenser, or his Clerk, shall make false oath touching any matter required to be sworn to under the provisions of

this Chapter, the person so offending shall, upon conviction, be punished as provided by law for perjury. If any County Dispenser shall procure any intoxicating liquors from any other person than the Dispensary Commissioner or make any false return to the County Auditor, or use any request for liquors for more than one sale, or shall make any sale without first requiring such written request to be signed by the applicant as provided in Section 566, or shall in any way violate the provisions of said Section 566, or shall sell or furnish any intoxicating liquors to any minor, intoxicated person, or persons who are in the habit of becoming intoxicated, or otherwise than as provided in this Chapter, in any such case, he shall be deemed guilty of a misdemeanor, and upon conviction, be punished by a fine of five hundred dollars, or six months' imprisonment.

Amend Bill 24, Sec. 4, line 18, by striking out the words "the brands, grade," and insert in lieu thereof "the quality or kind."

On motion of Mr. RAYSOR:

Sec. 556, on line 6, by inserting after the word "enforced," the following: "and they shall have the power to close any local Dispensary whenever it shall be made to appear to their satisfaction that it would be for the good of the community in which such Dispensary is located."

The Bill was further amended as follows:

On line 38, after the word "provided," the following: "nor shall any purchases be made from any person, firm or corporation who shall ship a greater quantity to any of the local Dispensaries, or otherwise, than shall be invoiced to the State Dispensary by the said shipping firms or corporation."

Sec. 4, line 4, after "liquors," and before "shall," by striking out the words "two of whom," and inserting "who."

Amend line six (6), after "thereof," by striking out all thereafter down to line 8th, word "the."

Mr. EARLE offered the following amendment:

Before selling or delivering any intoxicating liquor to any person every Dispenser shall require a written or printed request, dated of the true date, stating that he or she is of age, the residence of the signer, and when for another person, the residence of such other person for whom it is required, and that the liquor is not to be used as a beverage, but that it is desired for medicinal, family or scientific use. Any Dispenser who shall sell or deliver any intoxicating liquor without such request signed by the person to whom delivered, shall be guilty of a misdemeanor, and upon conviction, shall be punished in

the discretion of the Court. Any person who shall make any false or fictitious statement in, or sign any fictitious name to such request shall be guilty of a misdemeanor, and upon conviction, shall be punished in the discretion of the Court.

After debate by Messrs. EARLE and RAYSOR,

Mr. RAYSOR moved to lay the amendment on the table.

The question was taken on agreeing to the motion of the Senator from Orangeburg, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Black, Blake, C. L. Blease, E. S. Blease, Brice, Brooks, Brown, Butler, Carpenter, Christensen, Davis, Douglass, Efrd, Hardin, Hay, Hood, Holliday, Hudson, W. E. Johnson, W. J. Johnson, Manning, Mauldin, McGowan, McIver, McLeod, Peurifoy, Raysor, Stackhouse, von Kolnitz, Walker, Wells and Williams—32.

Nays—Mr. Earle—1.

So the motion was agreed to and the amendment laid upon the table.

The Bill was passed and ordered to a third reading, with notice of general amendments.

SECOND READING BILLS.

S. 11.—Mr. Raysor: A Bill to provide for a marriage law in this State.

Report unfavorable.

On motion of Mr. RAYSOR, the unfavorable report of the Committee was adopted and the Bill rejected.

S. 29.—Mr. Butler: A Bill to amend Section 553 of the Criminal Code of South Carolina, confining the hunting of certain birds to the months of December and January.

Report unfavorable.

On motion of Mr. BUTLER, the unfavorable report of the Committee was adopted and the Bill rejected.

S. 32.—Mr. W. E. Johnson: A Bill to require trolley cars run outside of cities and towns to provide certain conveniences for passengers.

Report favorable.

On motion of Mr. W. E. JOHNSON, the Bill was continued to next session.

S. 53.—Mr. W. E. Johnson: A Bill to require companies operating trolley cars to provide separate compartments for white and colored passengers.

Report favorable.

Mr. W. E. JOHNSON proposed the following substitute, which was adopted:

Amend as follows:

Change title to read as follows:

A Bill to Regulate the Transportation of Passengers on Electric Railways.

Be it enacted by the General Assembly of the State of South Carolina:

Strike out all after the enacting words and substitute the following

Section 1. That electric railways outside of the corporate limits of cities and towns shall have authority to separate the races on their cars, and the conductors in charge of said cars are hereby authorized and directed to separate the races in said cars under their charge and control.

Sec. 2. That conductors and other employees of electric railways, while in charge of the cars of said railway, are hereby invested with the powers of peace officers, and authorized to make arrests as in the case of conductors of steam railroads.

Sec. 4. That any conductor who shall fail or refuse to separate the races as herein provided shall, upon conviction, be fined not more than one hundred dollars or be imprisoned for not exceeding thirty days for each offense.

Ordered placed on the Calendar for a third reading, with notice of general amendments.

H. 124 (21).—Mr. Morgan: A Bill to regulate the running of motor vehicles upon the public highways of this State, and fixing a penalty for the violation thereof.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 125 (27).—Mr. Nash: A Bill to require the Register of Mesne Conveyance, or the Clerk of Court in certain Counties, to index certain papers as soon as filed for record.

Report unfavorable.

On motion of Mr. BROWN, the unfavorable report of the Committee was adopted and the Bill rejected.

S. 128.—Mr. W. E. Johnson: A Bill to make it a misdemeanor to speak to or utter in the presence of any person any vile or opprobrious language calculated to bring about a breach of the peace.

Report favorable, with amendments.

Mr. BROWN moved to strike out the enacting words of the Bill.

After debate by Messrs. BROWN, BRICE and W. E. JOHNSON,

The question was taken on agreeing to the motion of the Senator from Darlington, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Blake, E. S. Blease, Brice, Brooks, Brown, Carpenter, Davis, Dennis, Douglass, Efrid, Hardin, Hudson, W. J. Johnson, Mauldin, McIver, Peurifoy, Raysor, Talbert, Wells and Williams—20.

Nays—Messrs. Bivens, Black, C. L. Blease, Butler, Earle, Hay, Hood, Holliday, Hydrick, W. E. Johnson, McGowan, McLeod, Stackhouse, von Kolnitz and Walker—15.

So the motion was agreed to and the enacting words stricken out.

Mr. HUDSON announced that with the permission of the Senate he would on next Tuesday, February 7th, at one o'clock, P. M. he would pronounce a eulogy upon the life and public services of the lamented Hon. Charles S. McCall, lately Senator from Marlboro and recently deceased.

ADJOURNMENT.

Mr. HOOD moved that when the Senate adjourn it adjourn to meet to-morrow at 11 A. M.

At 9.45 P. M., the Senate, on motion of Mr. HOOD, adjourned.

FRIDAY, FEBRUARY 3, 1905.

The Senate assembled at 11 A. M., the hour to which it stood adjourned, and was called to order by the PRESIDENT.

The roll was called, and, a quorum answering to their names, the PRESIDENT announced the Senate ready to proceed to business.

The proceedings were opened with prayer by the Rev. Walter I. Herbert, Chaplain.

The Clerk proceeded to read the Journal of yesterday, whereupon on motion of Mr. BRICE, the further reading of the Journal was dispensed with.

INTRODUCTION OF BILLS.

The following Bills and Resolutions were introduced under suspension of Rule XXXVI.:

S. 343.—Mr. WELLS: A Bill to amend an Act entitled "An Act to regulate the manner in which common carriers doing business in this State shall adjust freight charges and claims for loss or damage to freight," approved 23d day of February, A. D. 1903.

Read the first time and referred to the Committee on Railroads and Internal Improvements.

S. 344.—Mr. BROOKS (by request): A Bill to provide for supplying pensioners with a copy of the Confederate rolls.

Read the first time and referred to the Committee on Finance.

S. 345.—Mr. WELLS: A Joint Resolution to authorize the County Treasurer of Williamsburg County to transfer to the County Treasurer of Florence County certain funds belonging to that District in Williamsburg County incorporated in Florence County, and as to the disposition of the same.

Read the first time and referred to the Committee on Finance.

347.—Mr. EFIRD: A Bill to amend Section 888 of Civil Code of South Carolina, Vol. 1, Code of Laws of South Carolina, relative to Magistrates' inquests in the place and stead of Coroners.

Read the first time and referred to the Committee on Judiciary.

S. 348.—Mr. HYDRICK: A Bill to amend an Act entitled "An Act to encourage the establishment of libraries in the public schools of the rural districts," approved 18th February, 1904.

Read the first time and referred to the Committee on Education.

S. 349.—Mr. W. E. JOHNSON: A Bill to amend Section 1 of an Act entitled "An Act to further regulate the appointment and pay of State Constables by striking out Section 661, in Vol. 1, Code of Laws, 1902, page 271, and insert a Section in lieu thereof," approved 19th day of February, A. D. 1903, so as to increase the pay of State Constables.

Read the first time and referred to the Committee on Judiciary.

S. 350.—Mr. DENNIS: A Bill to fix a tax on live stock in that portion of Berkeley County now exempt from the operation of the Stock Law, as set out in Section 1505 of Civil Code of South Carolina, Volume 1, Code of Laws of South Carolina, for the purpose of building and maintaining fences along the lines of said exempted territory, as set out in said Section 1505, and to provide for the appointment of a Commission to disburse said tax.

Read the first time and referred to the Committee on Judiciary.

S. 351.—Mr. BRICE: A Bill to amend subdivision 5, of Section 23, of Code of Laws of South Carolina, 1902, Vol. II. (Code of Civil

Procedure), relating to the time of holding the Circuit Court for York County.

Read the first time and referred to the Committee on Judiciary.

S. 352.—Mr. BUTLER: A Joint Resolution as to creation of Calhoun County.

Read the first time and referred to the Committee on Judiciary.

PAPERS FROM THE HOUSE OF REPRESENTATIVES.

The House sent the Senate the following:

H. 346 (385).—Judiciary Committee: A Bill to divide the State into ten Judicial Circuits and arrange the same.

Read the first time and referred to the Committee on Judiciary.

MESSAGE No. 15.

In the House of Representatives.
Columbia, S. C., February 2, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has stricken out the enacting words to

H. 261 (S. 40.—Mr. Raysor): A Joint Resolution providing for a Commission to revise the General Free School Law, and report to the next session.

Very respectfully,

M. L. SMITH,
Speaker of the House.*

Received as information.

REPORTS OF COMMITTEES.

Mr. RAYSOR, from the Committee on Railroads and Internal Improvements, submitted an unfavorable report on

S. 84.—Mr. Earle: A Bill to limit the hours of employment of railroad employees operating trains.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

S. 104.—Mr. WELLS: A Joint Resolution to authorize and require the Comptroller General to draw his warrant on the State Treasurer for seven dollars and eighty-seven cents in favor of William M. Copeland.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted an unfavorable report on

S. 137.—Mr. Brooks: A Bill to provide for the payment of the salary of the Clerk of State Pension Board, the expenses, per diem and mileage of the State Board and County Board of Pensions.

On immediate consideration, on motion of Mr. MANNING, the unfavorable report of the Committee was adopted and the Bill rejected.

Mr. RAYSOR, from the Committee on Railroads and Internal Improvements, submitted a special report on

S. 181.—Mr. C. L. Blease: A Bill to compel the Columbia, Newberry and Laurens Railroad Company and the Southern Railway Company to erect a union depot at Union.

On immediate consideration, the special report of the Committee was adopted and the Bill continued until the next session.

Mr. DOUGLASS, from the Committee on Agriculture, submitted a favorable report on

H. 194 (392).—Mr. D. L. Green: A Bill to repeal Section 1507, Article II., Chapter XXXIII., Vol. 1, Code of Laws of South Carolina, 1902, relating to the General Stock Law.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

H. 202 (180).—Mr. Richards: A Joint Resolution to refund certain overpaid taxes to W. L. DePass.

Ordered for consideration to-morrow.

Mr. DOUGLASS, from the Committee on Agriculture, submitted a favorable report on

H. 203 (145).—Mr. Wimberly: A Bill to amend Section 1525 of the Civil Code, 1902, relating to fences in the Counties of Berkeley, Dorchester and Horry.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

H. 204 (253).—Mr. Lawson: A Joint Resolution to refund to G. D. Norris, of Darlington County, \$15.26 excess of taxes paid by him.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report, with amendments, on

S. 263.—Mr. Dennis: A Bill to authorize the County Treasurer of Berkeley County to pay school claim of A. H. DeHay.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 267.—Mr. von Kolnitz: A Bill to amend Section 1847, Civil Code of South Carolina, relating to the issuance of certificates of stock.

Ordered for consideration to-morrow.

Messrs. HAY and McIVER, from the Committee on Judiciary, submitted majority and minority reports on

H. 272 (252).—Mr. Pollock: A Bill to make additional provisions for the inspection of fertilizers and fertilizing materials, and for an additional experimental station at Winthrop College.

Ordered for consideration to-morrow.

Messrs. HAY and McGOWAN, from the Committee on Judiciary, submitted majority and minority reports on

S. 342.—Mr. W. E. Johnson: A Bill to provide against strikes, lockouts and similar troubles.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a special report on

S. 261.—Mr. Holliday: A Bill to provide for the purchase by the County of Horry of certain township bonds issued by certain townships in that County, in aid of the construction of a railroad,

Recommending that the Bill be laid upon the table and a substitute Bill be offered in lieu thereof.

The report was adopted.

The following Bill was offered as a substitute, with a favorable report:

S. 353.—Finance Committee: A Bill to enable the Commissioners of the Sinking Fund to lend the County Board of Commissioners of Horry County funds for the purchase by Horry County of certain township bonds issued by certain townships in said County, in aid of the construction of a railroad, and relating to the purchase of said township bonds by said County.

Ordered for consideration to-morrow.

On motion of Mr. VON KOLNITZ, the following letter was ordered printed in the Journal:

Hon. E. F. Warren, Chairman, Columbia, S. C.

My Dear Sir: In relation to the inquiry of your Committee for certain detail information relative to the State's phosphate beds and the estimated cost of their prospective utilization, I beg leave to report as follows:

A. *Extent of Phosphate Beds.*

Whereas, I have been interested in, and more or less in continuous contact with, the phosphate rock-mining, and have made partial investigations as to the extent of the marine beds, I can do no more than repeat my observations to the Special Phosphate Commission; the data relating to the extent and availability of the State's phosphate beds are entirely too meagre and too fragmentary to warrant any competent opinion. The more accessible rock has been largely exhausted and consequently during the past ten years the cost of mining has increased and the profits proportionately decreased to such an extent as to have constrained an abandonment of this industry, and a wrecking of the mining plants connected therewith.

The State's "marsh land" phosphate beds have been practically untouched and their extent absolutely undetermined. The State's Phosphate Board, by way of encouraging an exploitation of these deposits, offered to reduce the royalty on rock mined from the marsh beds to ten cents per ton, but the Central Phosphate Co. with an established plant and floating equipment has not availed itself of the privilege.

However, "marsh lands" phosphate beds favorably located are being mined to great advantage by individual owners, and I urge that the State's "marsh land" phosphate beds should be properly prospected, because the future value of the State's possessions in phosphate beds largely depends on the amount of rock under the marshes, the cream of the stream rock having been exhausted.

"You ask why, if the South Carolina river rock affords only 56 per cent. of Bone Phosphate and the land rock 58 per cent., that the former was more in demand *for export* than the latter?"

Because the land rock affords more iron and alumina, and therefore, produces in manufacture as Acid Phosphate a larger proportion of reverted phosphoric acid, for which the English practice accords no commercial valuation. American and some Continental practice differs from the English because that all water soluble phosphoric acid becomes promptly reverted in moist soil, in which form it is absorbed by vegetation.

B. You ask to be advised as to the probable extent of the phosphate beds of Florida and Tennessee.

The quantity of high grade 78 per cent. export rock as now exposed in these States appears to be limited and will probably be exhausted within ten years, but the quantity of rock which will bear

a 65 per cent. guarantee is very large and its limit not readily calculable.

C. You ask to know the relative advantages of using Tennessee phosphate rock and South Carolina phosphate rock, respectively, in the manufacture of Acid Phosphate in this State.

The South Carolina river rock, worth about \$300 per ton f. o. b. Port Royal, or \$525 f. o. b. interior, affords an Acid Phosphate in manufacture which yields about 13 per cent. of available phosphoric acid, but which cannot safely be guaranteed above 12 per cent.

The Tennessee 27 per cent. rock is worth, delivered in South Carolina, about \$6.40 per ton and affords an Acid Phosphate warranting a guarantee of 16 per cent.

The difference as calculated on the basis of the value of the units of Phosphoric Acid, yields an advantage to the Tennessee rock of 60 cents per ton at the points where the freight on the Carolina rock \$1.65 or less.

To be on a parity at Port Royal with the South Carolina river rock the price of the Tennessee or Florida rock f. o. b. Port Royal could not exceed \$4.00 per ton.

D. You inquired as to the possibility of the State's undertaking the manufacture of Acid Phosphate from rock purchased in the open market.

In this day of "community of interests" the State might at any time in such circumstances find no purchasable rock, excepting at prohibitory prices.

If the State contemplates the manufacture of Acid Phosphate it should first definitely ascertain the extent of her phosphate beds upon which she must be able to rely, as at least a competent reserve supply for the continuous conduct of such a manufacturing enterprise.

E. You ask for an estimate as to the probable cost of mining the State's phosphate deposits.

The cost during modern years in the river mining has varied from \$2.00 to \$2.50 per ton for rock delivered from dry shed. An accurate estimate would depend on the data to be derived from a survey of the beds, with reference to their extent, thickness, amount of overburden, and hydrographic features in relation to dykeing to admit of the uses of steam shovels.

For an estimate as to the cost of the necessary mining equipment, I beg leave to refer you to my report on this subject to Governor McSweeney, printed under date December 24th, 1902.

F. A member of your Board asked for estimate of profit now made by the manufacturers on Acid Phosphate. I have submitted a schedule of the cost of this article consistent with good practice, the cost of crude materials being given, but in so much as I do not know the price now realized by manufacturers for Acid Phosphate, I cannot advise you as to the per centage of profit represented by the difference.

G. You ask to know the quantity of Acid Phosphate sold in this State for cash. Assuming that fifty per cent. of the total amount of; say, 450,000 tons of fertilizer sold in this State is on a cash basis, and that one-half of this amount is Acid Phosphate, the balance being mixed goods, we estimate that not exceeding 112,000 tons of Acid Phosphate is sold on a cash basis. The figures employed in these assumptions are crude approximations.

H. You ask to know in what proportion cotton seed and other domestic manures should be added to a 12 per cent. available Acid Phosphate to afford the equivalent of the standard grade fertilizers.

I append a scheme conveying the desired information. This particular inquiry really pertains to the province of Clemson College.

I. You ask my opinion as to the quantity of Acid Phosphate necessary to affect market prices.

Less than 100,000 tons of Acid Phosphate, for cash sale, would probably not materially influence the market.

J. You ask me to submit a schedule of the cost of the necessary equipment to manufacture this amount.

I submit same under attached schedule J.

K. You ask for a schedule of cost of the necessary equipment to manufacture the smallest amount of Acid Phosphate consistent with economic practice.

I submit same under attached schedule K.

Your Committee extended me the compliment of suggesting that in event of the State's becoming interested in the manufacture of fertilizers that they would like to utilize my official services.

Educated as a chemical and mining engineer, I have designed fertilizer and other industrial and mining plants and have supervised their erection and exercised a general supervision over their practical conduct with a resulting knowledge which I should be glad to place at the service of the State in an advisory way; but in so far as my becoming actively identified with the fertilizer industry is concerned, I can only say that if such were my disposition, I could enter for more profitable connections than is represented by my position as State Geologist, which I accepted for the love of scientific work to credita-

bly execute which I have frequently had to supplant the appropriation for expenses from my individual revenues.

All of which being respectfully submitted, I have the honor to remain, etc., etc.,

EARLE SLOAN,

January, 1905.

State Geologist.

The Senate proceeded to the consideration of the Calendar.

GENERAL ORDERS.

THIRD READING BILLS.

The following Bill having received three readings in both Houses, it was ordered that the title be changed to that of an Act and it be enrolled for ratification:

H. 192 (196).—Mr. Lyon: A Bill to require the Secretary of State to make reports to the Comptroller General of certain fees and funds, and to fix the time for the payment thereof to the State Treasurer.

The following Bills were severally read the third time, passed and ordered sent to the House of Representatives:

S. 53.—Mr. W. E. Johnson (substitute): A Bill to regulate the transportation of passengers on electric railways.

S. 129.—Mr. Efrd: A Bill to amend Section 22 of the Code of Civil Procedure, being a part of the Code of Laws of South Carolina, 1902, relating to the holding of Courts in the Fifth Judicial Circuit, as amended by Act approved February 25, A. D. 1904.

S. 143.—Mr. Christensen: A Bill to amend Sections 204 and 205 of the Criminal Code of Laws of South Carolina, prohibiting the issue and using of free passes.

S. 171.—Mr. Brown: A Bill to establish a new voting precinct in Darlington County, to be known as Clyde, at Clyde.

S. 173.—Mr. E. S. Blease: A Bill to amend Section 2137, Volume 1, Code of Laws of South Carolina, 1902, in reference to notice of accidents to be given by railroad corporations.

S. 183.—Mr. Mauldin: A Bill to amend Section 1079, Volume 1, Code of Laws, 1902, as to compensation of the State Board of Pensions.

ENACTING WORDS STRICKEN OUT.

S. 184.—Mr. Mauldin: A Bill to amend an Act entitled "An Act to amend Subdivision Class C, No. 1, of Section 2, of an Act to amend Sections 1065, 1066 and 1067, Chapter XXII., Volume 1, of the Code

of Laws of South Carolina, 1902, relating to pensions," approved the 26th day of February, A. D. 1902, approved 11th day of February, A. D. 1904, so as to reclass widows, and provide for disposition of dues to deceased pensioners.

On motion of Mr. BROOKS, the enacting words of the Bill were stricken out.

H. 124 (21).—Mr. Morgan: A Bill to regulate the running of motor vehicles upon the public highways of this State, and fixing a penalty for the violation thereof.

The Bill was amended as follows:

On motion of Mr. McLEOD:

Sec. 8, line 3, by striking out "traction engines."

On motion of Mr. WELLS:

Amend No. 24, printed Bill, Sec. 7, by striking out all of said Section after the words "thirty days," on line 3.

Ordered returned to the House with amendments.

SECOND READING BILLS.

S. 61.—Mr. Cole L. Blease: A Bill to amend Section 221, Volume 1, Code of Laws, 1902, relating to the forwarding of election returns. Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 92.—Mr. McIver: A Bill to authorize and require the Counties of Chesterfield and Marlboro to purchase and own the Cheraw Bridge across the great Pee Dee River.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 119.—Mr. Hood: A Bill to amend an Act entitled "An Act relating to the selection, drawing and summoning of jurors in the Circuit Courts of this State," approved the seventh day of February, 1902.

Report unfavorable.

On motion of Mr. HOOD, the unfavorable report of the Committee was laid upon the table.

On motion of Mr. HAY, the enacting words of the Bill were stricken out.

The Senate proceeded to the consideration of

SPECIAL ORDERS.

S. 89.—Mr. Bivens: A Bill to amend the law relating to Magistrates and their Constables, their powers, duties, jurisdiction, salaries, etc.

Report favorable.

Third reading.

The Bill was amended as follows:

On motion of Mr. E. S. BLEASE:

Saluda County—Six Magistrates shall be appointed in Saluda County, each of whom shall have jurisdiction throughout the County. One of the said Magistrates shall reside in the town of Saluda, and have his office in said town, and he shall receive an annual salary of one hundred dollars. Each of the other said Magistrates shall receive an annual salary of seventy-five dollars. The Sheriff of Saluda County, or his deputy, shall act as Constable for the Magistrate residing in the town of Saluda; each of the other Magistrates shall appoint a Constable, and each of the said Constables shall receive an annual salary of seventy-five dollars. The salaries herein provided for shall be paid quarterly by the County Treasurer upon the warrant of the County Board of Commissioners.

On motion of Mr. HOLLIDAY:

Mr. HOLLIDAY moves to amend Senate Bill, No. 89, by inserting between the 16th and 17th printed lines the following:

Horry County—Magistrates for Horry County shall be as follows, and receive salaries named: Conway, one hundred and twenty dollars; Dog Bluff, Bayboro, Gallivant's Ferry, Floyd's Green Sea, Little River, Socastee, and Simpson Creek, each to receive thirty-five dollars; the Magistrate in Simpson Creek to reside near the centre of the township; Buck's, thirty dollars; Dogwood Neck, twenty-five dollars; and an additional Magistrate shall be appointed for Horry County, to reside at Loris, at a salary of forty dollars; and one at Adrian, at a salary of thirty dollars per annum. Each Magistrate in Horry shall appoint a competent Constable, who shall receive a like salary as the Magistrate appointing him, and shall hold office for a like term, unless sooner removed. Said Magistrates and Constables shall have jurisdiction throughout the County, except for Constable of Magistrate at Conway, which shall receive seventy (70) dollars.

On motion of Mr. WELLS:

By adding at the end thereof the following:

"Florence County—There shall be eight (8) Magistrates in Florence County, to be located in the following townships, as follows: In Florence two, at a salary of two hundred and fifty dollars each; Timmons ville one, at a salary of two hundred and fifty dollars; Pee Dee or Hannah, Cains, Effingham, Cartersville and Motts, one each, at a salary of fifty dollars each. Said salaries to be paid to said Magistrates in lieu of all costs and fees in criminal cases. Each Magistrate shall have the power to appoint one Constable. The Constables in Florence Township and Timmons ville Township shall receive a salary of one hundred and twenty-five dollars each; and each of the other Constables fifty dollars. Said Constables' salaries shall be paid in lieu of all costs and fees in criminal cases. Each Constable shall also receive three cents per mile each way for conveying prisoners to jail or chain-gang, and two cents per mile each way, in the most direct route to make arrest. And the two Magistrates in Florence Township may employ the Sheriff and deputies, or Sheriff or deputies, to serve as Constables for them, at the same salaries as is provided for the Constables for said two Magistrates in Florence Township, and upon the request of said Sheriff the said Magistrates shall turn over any and all warrants so requested to be executed, and the County Commissioners shall furnish to all Magistrates in said County all legal blank forms used in criminal cases that are necessary to their official duty."

On motion of Mr. HOOD:

Anderson County—The Magistrate at Belton shall receive an annual salary of one hundred and fifty dollars.

On motion of Mr. BRICE:

Amend Bill 89 by adding the following subdivision:

York County—The Judicial Districts of Magistrates for York County in criminal cases coming within their jurisdiction, shall be as follows: The First District shall embrace Broad River Township and the corner of King's Mountain Township adjacent to Broad River Township; the Second District shall embrace Bullock's Creek Township; the Third District shall embrace Bethesda Township; the Fourth District shall embrace York Township; the Fifth District shall embrace King's Mountain Township and in the corner of said Township adjacent to Broad River Township; the Magistrate of King's Mountain Township shall have concurrent jurisdiction with the Magistrate of Broad River Township; the Sixth District shall

embrace Bethel Township; the Seventh District shall embrace Fort Mill Township; the Eighth District shall embrace Ebenezer Township, outside the corporate limits of the city of Rock Hill; the Ninth District shall embrace Catawba Township, and that part of Ebenezer Township lying within the incorporate limits of the city of Rock Hill. There shall be appointed a Magistrate for each of said Districts, each of whom shall have civil jurisdiction over the entire County, and, in cases cognizable by the Court of General Sessions, each of said Magistrates shall have jurisdiction over the entire County, and they are hereby required to arrest and bind over witnesses or defendants in any part of the County in all cases triable by the Court of General Sessions. Each of said Magistrates shall appoint a Constable or Constables and file with the Clerk of Court of Common Pleas and General Sessions for York County, a certificate of the appointment of his Constable, and each of said Constables shall file with said Clerk a bond in the penal sum of two hundred dollars, in the form now required by law for Constables. The said Magistrates and their Constables shall receive per annum from said County as compensation for their services and in lieu of all fees and costs in criminal cases, the following salaries, to wit: Magistrates and their Constables in the First, Second, Third, Fifth, Sixth, and Eighth Districts, shall each receive per annum one hundred dollars; in the Fourth District the Magistrate and his Constable shall each receive three hundred dollars per annum; in the Seventh District the Magistrate and his Constable shall each receive one hundred and fifty dollars per annum; in the Ninth District the Magistrate shall receive three hundred and fifty dollars, and his Constable four hundred dollars per annum. Each Magistrate and Constable shall make out separate accounts for said salaries, and said Magistrates are hereby required to certify before the County Commissioners that they have paid over to their Constables the full amount of the salaries herein allowed to their Constables. Whenever it is impracticable for the Coroner to hold inquests, the said Magistrates shall conduct the same in their respective Districts, without any cost or expense to the County, and their respective Constables are required to summon juries, arrest all witnesses and prisoners, and without any cost or expense to the County. Should any Magistrate refuse to hold any such inquest in his District, the County Supervisor may designate another Magistrate to hold the same and deduct ten dollars from the salary of the Magistrate refusing to do so. Only one physician shall be summoned and receive pay for conducting a post mortem, unless the exigencies of the case require another physician.

On motion of Mr. W. J. JOHNSON:

Add at the end of the Bill the following:

In the County of Fairfield the Magistrates and their Constables shall receive the same salaries as now provided by law, and the Board of County Commissioners are hereby authorized and required to set aside so much of the County share of the Dispensary profits as may be necessary to pay the said salaries cash.

On motion of Mr. DAVIS:

Amend Bill No. 89, Section 1, by adding as follows:

Clarendon County—Magistrates shall be appointed in Clarendon County: one shall reside in the town of Manning; one at or near New Zion Church; one at Foreston, one at Pinewood, one at or near Paxville, one at or near St. Paul, and one at or near Turbeville. The Magistrates appointed to serve outside of the town of Manning shall each appoint one person to act as Constable, in serving the processes of their respective Courts, removable at pleasure. It shall be the duty of the Sheriff of Clarendon County to perform all the duties of Constable for the Magistrate at Manning, in criminal cases, without receiving any extra compensation therefor. In lieu of all fees and costs for criminal proceedings heretofore paid them by the County, the Magistrate at Manning and the Magistrate at or near St. Paul's shall be allowed a salary of three hundred dollars per annum; and each of the other Magistrates the sum of one hundred dollars, and each Constable appointed as aforesaid shall receive a salary of seventy-five dollars per annum, except the Constable to the Magistrate at or near St. Paul's, whose salary shall be one hundred dollars per annum. Said salaries shall be payable quarterly, on the first of January, April, July and October, by the County Treasurer, out of the County funds, upon the orders of the County Supervisor. Each Magistrate so appointed shall give bond of five hundred dollars for the faithful performance of his duties, to be approved by the Clerk of the Court of Common Pleas of Clarendon County.

Further consideration of the Bill was then postponed.

S. 24.—Mr. Raysor: A Bill to amend Chapter XXXII., Criminal Code, Volume 2, Code of Laws of South Carolina, 1902, regulating the sale of spirituous liquors.

Third reading.

The Bill was amended as follows:

On motion of Mr. MANNING:

Amend Bill No. 24: Strike out in Sec. 3, line 60, after the word "directed" down to and including the word "contract," line 65,

and insert in lieu, "shall be for the full amount of such quantities and kinds of liquor^s as may be required by the Commissioner to fill orders received by him from the County Dispensers, approved by the County Board of Control, and no other purchase shall be made for said quarter. Purchases are to be made only at the stated regular quarterly meeting of the Board held particularly for that purpose. Immediately upon the purchase or purchases being made they shall publish in the two daily newspapers having the largest general circulation the name of person, firm or corporation from whom said purchase or purchases have been made, stating the quantity, price and grade (the expense of such publication to be paid out of the Dispensary fund).

Mr. COLE L. BLEASE moved to reconsider the vote whereby the Senate agreed to the amendment offered by Mr. Raysor.

After debate by Messrs. COLE L. BLEASE, MANNING and RAYSOR,

Mr. RAYSOR moved to lay the motion of the Senator on the table.

The question was taken on agreeing to the motion of the Senator from Orangeburg, on which the yeas and nays were demanded and taken; resulting as follows:

Yeas—Messrs. Black, Brice, Brooks, Brown, Christensen, Hood, Holliday, Hudson, Hydrick, W. J. Johnson, Manning, Marshall, Mauldin, McLeod, Raysor and Williams—16.

Nays—Messrs. Bivens, Blake, C. L. Blease, E. S. Blease, Carpenter, Davis, Dennis, Douglass, Earle, Efird, Hardin, Hay, W. E. Johnson, McGowan, McIver, Stackhouse, Walker and Wells—18.

So the motion was lost.

PAIR ANNOUNCED.

I am paired with the Senator from Charleston, if he were present, he would vote "Yea," I would vote "Nay."

E. F. WARREN.

Mr. COLE L. BLEASE then moved to strike out the amendment offered by the Senator from Orangeburg.

The question was taken on agreeing to the motion of the Senator from Newberry, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bivens, Blake, C. L. Blease, E. S. Blease, Carpenter, Davis, Dennis, Douglass, Efird, Hardin, Hay, W. E. Johnson, McGowan, McIver, Stackhouse, Walker, Warren and Wells—18.

Nays—Messrs. Black, Brice, Brooks, Brown, Christensen, Earle, Hood, Holliday, Hudson, Hydrick, W. J. Johnson, Manning, Marshall, Mauldin, McLeod, Raysor, Talbert, von Kolnitz and Williams—19.

So the motion was lost and the Senate refused to strike out the amendment.

Mr. COLE L. BLEASE moved to continue the Bill to the next session:

The question was taken on agreeing to the motion of the Senator from Newberry, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bivens, C. L. Blease, E. S. Blease, Dennis, Douglass and Warren—6.

Nays—Messrs. Black, Blake, Brice, Brooks, Brown, Carpenter, Christensen, Davis, Earle, Efrd, Hardin, Hay, Hood, Holliday, Hudson, Hydrick, W. E. Johnson, W. J. Johnson, Manning, Marshall, Mauldin, McGowan, McIver, McLeod, Peurifoy, Raysor, Stackhouse, Talbert, von Kolnitz, Walker, Wells and Williams—32.

So the motion was lost and the Senate refused to continue the Bill.

The Bill then passed its third reading and was ordered sent to the House of Representatives.

The Sergeant-at-Arms announced:

MESSAGE FROM THE GOVERNOR.

Message No. 4 from his Excellency Governor D. C. Heyward, was presented to the Senate by J. E. Norment, Private Secretary.

The Message was read as follows:

To the Honorable the Gentlemen of the General Assembly:

I have the honor to call to your attention the purport of a communication which I have just received from the Honorable Fitzhugh Lee, President of the Jamestown Exposition Company. In this communication General Lee expresses the desire to visit Columbia at any time most convenient to you for the purpose of addressing, in Joint Session, our Legislative Bodies in the interest of this Exposition. The following extracts from General Lee's letter will acquaint you, in some measure, with his wishes in reference to this proposed visit:

"It is doubtless known to you, that the General Assembly of Virginia, at an extra session held in 1901, adopted a Joint Resolution, expressing the opinion that suitable provision should be made for holding on the 13th of May, 1907, a celebration worthy of this great nation, which, from small beginnings at Jamestown, has within the

short period of three centuries attained the position of the foremost Government on earth, and extended its dominion and power across the continent.

"In 1902, the General Assembly chartered the Jamestown Exposition Company, and designated a location on Hampton Roads on account of its historic interest, as the most suitable place for holding an exposition.

"The General Assembly has appropriated \$200,000 in aid of the project, and the sum of \$1,200,000 has been subscribed to the capital stock of the company, by public-spirited and patriotic citizens in Tidewater, Virginia.

"A Bill is now pending in the Congress of the United States, which authorizes an appropriation, in aid of the said celebration, and there is reasonable ground to believe that it will become a law at the present session.

"Under these circumstances, it has been deemed to be desirable, to call upon every State in the Union, to manifest a friendly interest in this patriotic enterprise, by authorizing the erection of a building upon the exposition grounds, for the special accommodation of its own citizens, when they attend as visitors, to participate in the great celebration."

As the time is limited, I shall be glad for your prompt action, and shall take pleasure in making your wishes known to General Lee at once.

I have the honor to be,

Very respectfully yours,

D. C. HEYWARD, Governor.

On motion of Mr. MANNING, the message was received as information.

Mr. BROWN offered the following

RESOLUTION.

Whereas, the Senate has learned with profound sorrow of the death of the Honorable E. J. Dennis, late Senator from the County of Berkeley; and

Whereas, it is desired that fitting tribute be paid his memory; now, therefore, be it

Resolved by the Senate of the State of South Carolina, That Tuesday, February 7th instant, at 1.30 P. M., be set apart for the purpose of paying respect to the memory of the deceased Senator.

RECESS.

On motion of Mr. MANNING, the Senate receded from business until 8 o'clock to-night.

NIGHT SESSION.

The Senate reassembled at 8 P. M., and was called to order by the PRESIDENT.

INTRODUCTION OF BILLS.

The following Bills were introduced under suspension of Rule XXXVI.:

S. 354.—Mr. PEURIFOY: A Bill to amend Section 1396, Code of Laws, of South Carolina, Volume 1, 1902, relating to laying out streets in incorporated towns.

Read the first time and referred to the Committee on Incorporations.

S. 355.—Mr. BUTLER: A Bill to require the Secretary of State to collect at least five dollars for a charter.

Read the first time and referred to the Committee on Finance.

S. 356.—Mr. CHRISTENSEN: A Bill for the further protection of partridges and quail.

Read the first time and referred to the Committee on Agriculture.

Mr. COLE L. BLEASE moved to reconsider the vote whereby

S. 24.—Mr. RAYSOR: A Bill to amend Chapter XXXII., Criminal Code, Volume 2, Code of Laws of South Carolina, 1902, regulating the sale of spiritual liquors,

Passed its third reading and was ordered sent to the House of Representatives.

After debate by Messrs. COLE L. BLEASE, RAYSOR and MANNING,

The Senate refused to reconsider the vote.

REPORTS OF COMMITTEES.

Mr. RAYSOR, from the Committee on Railroads and Internal Improvements, submitted a special report on

S. 83.—Mr. Earle: A Bill to amend Section 2149 of the Civil Code, 1902, Vol. 1, relating to railroad crossings.

On immediate consideration, the report was adopted and the Bill laid upon the table.

Mr. PEURIFOY, from the Committee on Military, submitted a favorable report on

S. 185.—Mr. Marshall: A Joint Resolution to authorize the Governor to enter into a contract with the representatives of soldiers to collect whatever pay is due soldiers for services rendered in the Spanish-American War.

Ordered for consideration to-morrow.

Mr. PEURIFOY, from the Committee on Military, submitted a favorable report on

S. 190.—Mr. W. J. Johnson: A Bill to reorganize the military forces of this State, to adopt and make of force a Military Code, and to provide penalties for the violation thereof, and to repeal all laws referring to the military forces not herein re-enacted.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

H. 195 (384).—Mr. Whaley: A Bill to amend Section 163 of the Criminal Code of South Carolina, so as to make it a crime to break into any vessel.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

H. 199 (232).—Mr. Sinkler: A Bill to amend Section 146, Code of Civil Procedure, by adding at the end of said Section a proviso thereto.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

H. 201 (204).—Mr. DeVore: A Bill to amend Section 1239 of Vol. 1, Code of Laws of South Carolina, by striking out "Edgefield" everywhere it occurs in said Section.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

H. 206 (32).—Mr. Morgan: A Bill to ratify the amendment to Section 7, Article VIII., of the Constitution of 1895, relating to municipal bonded indebtedness.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

H. 207 (194).—Mr. Nash: A Bill to ratify the amendment to the Constitution of 1895, whereby Subdivision II., and Subdivision IX., of Section 34, Article III., thereof, is repealed.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

H. 208 (193).—Mr. Nash: A Bill to ratify the amendment of the Constitution of 1895; whereby a new Article thereof is added relating to roads, highways and drainage.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted an unfavorable report on

H. 215 (19).—Mr. Morgan: A Bill making certain offenses in primary elections misdemeanors, and prescribing penalties therefor.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a report on

H. 218 (190).—Special Committee: A Bill to amend Section 25 of the Code of Civil Procedure, relating to the time of holding the Courts of the Eighth Judicial Circuit.

Recommending that the Bill be referred to a Special Committee consisting of the Senators of the Eighth Judicial Circuit.

On immediate consideration of the report the Bill was so referred.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

H. 248 (408).—Mr. Lawson: A Bill to create the Township of Clys, in Darlington County, and to change the boundary line of Hartsville Township, in said County.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

H. 251 (197).—Mr. Baker: A Bill to amend Section 1796 of the Code of Laws of 1902, Vol. 1, by adding a proviso at the end of said Section, relating to "Live Stock Insurance."

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

H. 254 (155).—Mr. Haskell: A Bill to make it a misdemeanor to place any explosive substance whatever upon the rail of any railroad in this State by any unauthorized persons.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a special report on

S. 256.—Mr. Bates: A Bill to change the time of holding the Fall Term of the Courts of the Second Circuit,

Recommending that the Bill be referred to a Special Committee.

Upon immediate consideration, the report was adopted.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 260.—Mr. McLeod (by request): A Bill to punish the wilful and malicious taking or removing, or taking or removing with intent to steal, or with intent to injure, of the brasses, bearings, waste or packing from out any journal box or boxes of any locomotive engine, tender, carriage, coach, car, caboose or truck, used or operated upon any railway, whether operated by steam or electricity.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

H. 346 (385).—Judiciary Committee: A Bill to divide the State into ten Judicial Circuits, and to arrange the same.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 262.—Mr. Earle: A Bill to repeal Section 1783, Code of Laws of South Carolina, 1902, Vol. 1, relating to foreign corporations and re-enact said Section 1783 as a part of Section 1794, Code of Laws of South Carolina, 1900, Vol. 1.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 266.—Mr. Raysor: A Bill to amend an Act entitled an Act to provide for the corporation of towns of less than one thousand inhabitants, approved the 2d March, 1896, by adding a new Section 23, to provide for repeating election in certain cases.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

H. 270 (117).—Mr. Sinkler: A Bill to prevent merchants engaged in buying and selling merchandise, while indebted, from selling their entire stock of merchandise in bulk, or selling the major portion thereof otherwise than in the ordinary course of trade.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 281.—Mr. Cole L. Blease: A Bill to divide the State into ten Judicial Circuits, and to provide for the holding of the Circuit Courts therein.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a special report on

S. 284.—Mr. Williams: A Bill to license the sale of coca cola and to provide a punishment for the violation thereof,

Recommending that the Bill be referred to the Committee on Medical Affairs.

Upon immediate consideration, the report was adopted.

The Senate resumed the consideration of

SECOND READING BILLS.

S. 160.—Mr. Williams: A Bill authorizing the passage of ordinances by incorporated cities and towns and the promulgation of rules and regulations by the State Board of Health, to enforce and compel the vaccination and revaccination of citizens and residents of the State of South Carolina, and prescribing the duties of certain officials and persons to that end, and providing certain penalties for failure, refusal or neglect to comply with the provisions of the same.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 179.—Mr. Cole L. Blease: A Bill to amend Section 2729 of Code of Laws, Volume 1, 1902, relating to disqualification of Justices of Supreme Court to sit in certain cases.

Report unfavorable.

On motion of Mr. COLE L. BLEASE, the Bill was made the Special Order for Tuesday, February 7th, at 12 M.

S. 182.—Mr. Cole L. Blease: A Bill to amend Section 2820, Code of Laws of South Carolina, Vol. 1, 1902, relating to disqualification of Judges to preside in the trial of certain causes.

Report unfavorable.

On motion of Mr. COLE L. BLEASE, the Bill was made the Special Order for Tuesday, February 7th, at 12 M.

H. 193 (404).—Newberry Delegation: A Bill to amend an Act entitled "An Act to enable and authorize School District No. 14, in Newberry County, to issue bonds for the purpose of building and

erecting a school house therein, and to purchase a lot therefor," approved 20th day of February, A. D. 1904, and to validate the bonds issued under authority of said Act.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 205 (246).—Mr. Morrison: A Bill to authorize the Trustees of Greenwood School District, No. 18, to borrow money to pay off past indebtedness.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 213 (144).—Mr. Higgins: A Bill to authorize and empower School District No. 52, of Newberry County, in the State of South Carolina, to issue bonds for purchase of a lot, and the erection and equipment of a school building thereon, to provide for a Building Committee, and to provide for the payment of said bonds, and the interest thereon.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 214 (153).—Mr. M. W. Walker: A Bill to amend Section 1040, Civil Code, 1902, so far as same relates to Spartanburg County, by making salaries therein provided payable monthly at the option of the Magistrates and Constables.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

H. 255 (111).—Mr. Hemphill: A Bill to amend an Act entitled "An Act to incorporate Mount Pleasant and Georgetown Railway Company."

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 258.—Mr. Hay: A Bill to fix the salary of the Judge of Probate of Kershaw County.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 264.—Mr. Wells: A Bill to fix the amount of the compensation to be paid to the County officers of the various Countles of the State. Without reference.

The Bill was read and amended as follows:

On motion of Mr. BLACK:

Amend Section 5, line 7, after the word "Commissioners," by striking out the word "dollars," and inserting in lieu thereof the words, "one hundred and five dollars each."

Amend on line 8, after the word "Commissioners," and before the word "dollars," by adding the words "two hundred and fifty dollars."

On motion of Mr. PEURIFOY:

Amend Sec. 14, line 6, by striking out after the word "Supervisor," the words, "three hundred and fifty," and inserting in lieu thereof the words "eight hundred."

On motion of Mr. BIVENS:

Amend Section 16 by striking out the word "five," on line 1. of said Section 16, and inserting in lieu thereof the word "six."

Amend Section 16 by striking out the word "four," on line 2, of said Section 16, and inserting in lieu thereof the word "three."

Amend Section 16 by striking out all after the word "dollars," on line four, down to the word "Clerk," on line six of said Section 16.

On motion of Mr. BROOKS:

Amend No. 264, Section 22 (Greenwood County), on line 3, by striking out the words "two hundred and fifty," and insert in lieu thereof "three hundred and fifty."

On motion of Mr. MAULDIN:

Greenville County, lines 1 and 2, strike out "twelve hundred," and insert "fifteen hundred;" also strike out "eight hundred," and insert "one thousand."

On motion of Mr. WARREN:

Amend Bill No. 264, Sec. 23, line 6, strike out the word "four" and insert the word "five."

On line seven after the word "dollars," insert "said sum to be paid out of the school fund of the County."

On motion of Mr. EFIRD:

Amend Bill 264, Sec. 29, line 8, add after the word "salary" the following: "in all cases where the Coroner has been duly notified and authorizes the holding of said inquest."

On motion of Mr. HOLLIDAY:

Amend Senate Bill 264. Sec. 24, Horry County, line three, strike out "five hundred," insert "seven hundred."

Line three, trike out "three hundred," insert "five hundred."

Line 6, strike out "three hundred" and insert "four hundred."

Line six, strike out "five hundred," insert "six hundred."

On motion of Mr. HUDSON:

Amend Calendar Bill No. 264, strike out Sec. 31 and insert following:

Marlboro County—County Auditor, nine hundred dollars, six hundred thereof to be paid by the State and three hundred by the County; Sheriff, nineteen hundred dollars: *Provided*, The Sheriff of Marlboro County shall act as Constable for the two Magistrates residing in Bennettsville without additional compensation; County Commissioners, three dollars per day for each day actually engaged, not to exceed twenty-five days and mileage at five cents per mile; Clerk of the County Board of Commissioners dollars; County Superintendent of Education, seven hundred dollars; County Treasurer, nine hundred dollars, six hundred dollars thereof to be paid by the State and three hundred dollars by the County; County Supervisor, nine hundred dollars; Coroner, two hundred and twenty-five dollars.

On motion of Mr. COLE L. BLEASE:

Amend Senate printed Bill No. 264, Sec. 32, Line 9, strike out "one" and insert "two," and on line 9, after the word County Supervisor, strike out seven hundred and fifty, and insert "nine hundred."

On motion of Mr. DOUGLASS:

Amend Bill No. 264, Sec. 43, on line 5, after the word sixty, insert the word "six."

On motion of Mr. BLAKE:

Amend Sec. 2, line 4, between word "Commissioner" and word "dollars," the words "one hundred."

On motion of Mr. VON KOLNITZ:

Sec. 9, line 4, after word "Commissioners," insert "twelve hundred."

On line 5, before word "dollars" insert "two hundred."

On line 5, strike out word "seven" and insert "nine."

On motion of Mr. HOOD:

Amend Bill 264, Section 4, on line 5, strike out "forty," and insert "sixty-seven."

On line 6, strike out "three" and insert "five."

On line 7, strike out "nine" and insert "fifteen."

On motion of Mr. CARPENTER:

Amend Sec. 35, on line 6, strike out the word "*Provided*," and all the following words down to the word "Clerk," on line 7.

On line 9, strike out the word "*Provided*," and all the following words down to the word "Coroner," on line 11.

On motion of Mr. RAYSOR:

Amend Sec. 34, line 6, strike out the word seven, and insert in lieu thereof the word eight.

Amend Sec. 34, lines 4 and 5 by striking out the following words: and the duties and powers of the Commissioners shall be the same as those of the County Supervisor; also amend line 7, of same Section, by striking out the word five and insert in lieu thereof the word seven.

On motion of Mr. MANNING:

Amend Bill 264, Sec. 39, line 4, strike out "two" and insert "three;" strike out "twenty-five" and insert "thirty;" strike out all on line 5 after "mile" down to and including "twenty-five," in line 7, and insert "for each mile traveled in the performance of the duties of the office: *Provided*, The number of days of service does not exceed thirty days."

Amend Sec. 39, line 7, strike out "three hundred dollars," and insert "four hundred dollars."

Amend Sec. 39, line 9, strike out "two hundred and fifty," and insert "three hundred and sixty."

On motion of Mr. WILLIAMS:

Williamsburg—Line 7, printed Bill, after dollars, strike out remainder of Section.

On motion of Mr. WELLS:

Amend No. 264, printed Bill, Sec. 19 (Florence County), by adding after words "six hundred," the words "and sixty-six," and by adding on line 2, after the words "three hundred," the words, "and thirty-four."

Amend, further, Sec. 19, printed Bill, by striking out, on line 3, after the words "County Commissioners," all down to the word "*Provided*," on line 5, and insert in lieu thereof the words "each one hundred and twenty-five dollars."

Amend, further, printed Bill, Sec. 26 (Lancaster County), by striking out on line 3, after words "Clerk of the Court," the words, "two hundred and fifty," and insert in lieu thereof the words, "four hundred," and by striking out on line 5 of said Section 26, after words "County Superintendent of Education," the word "five" and insert in lieu thereof the word "six."

On motion of Mr. BIVENS:

Amend Senate Bill No. 264, page 5, Sec. 16, line 7, strike out one hundred and insert seventy-five.

On motion of Mr. WALKER:

Amend Sec. 20, strike out on line 7, of said Section, the word "five," and insert in lieu thereof the word "six."

On motion of Mr. HOUGH:

Amend Section 26, by striking out on line 3 thereof the words, "two hundred and fifty," and inserting in lieu thereof the words "four hundred;" on line 5 thereof strike out the word "five," and insert in lieu thereof the word "six;" on line 6 thereof strike out the word "six" and insert in lieu thereof the word "eight," and on line 6 thereof, near the end of said line, strike out the word "twenty-five" and insert in lieu thereof the words "seventy-five."

On motion of Mr. BLACK:

Amend Section 49, line 8, by striking out after the word "and" and before the word "dollars," the words "twenty-five," and inserting the word "fifty."

On motion of Mr. DENNIS:

Amend Section eight (8), on line eight (8), by adding the following: Probate Judge, four hundred dollars.

On motion of Mr. W. J. JOHNSON:

Amend Sec. 18, line 5, after the word "days," by striking out the following: "Clerk of the County Board of Commissioners dollars."

On motion of Mr. W. E. JOHNSON:

Aiken County—On line three, strike out five and insert eight.

On line five strike out six and insert seven.

On motion of Mr. BUTLER:

Amend Sec. 10, Cherokee County, printed Bill No. 264, by adding the following at end of line 4: as required and limited in the General Magistrates' Bill of 1905, relative to Cherokee County.

Also, by striking out the word "four," after the word "Education," on line 7, and insert the word five.

Amend by striking out all after the word "dollars," on line 5, down to and including "dollars" on line 6.

The Bill was then ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 276.—Mr. Mauldin: A Bill to incorporate Saluda River Power Company.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 280.—Mr. Manning: A Bill to empower School District No. 40, of Lancaster County, consisting of parts of said County and Kershaw County, to issue \$12,000.00 coupon bonds for school purposes.

Report favorable, with amendments.

The Bill was read and the amendments proposed by the Committee adopted, to wit:

Page three, line thirteen, of said written Act, by inserting the word "duty," after the words "It shall be the."

Ordered placed on the Calendar for a third reading.

S. 282.—Mr. Stackhouse: A Bill (with a petition) to relieve the sureties on the bonds of G. Raymond Berry, late County Superintendent of Education of Marion County.

Report favorable.

S. 283.—Mr. Peurifoy: A Bill to enable the Supervisor and Treasurer of Colleton County to borrow funds with which to defray current expenses of said County for the year 1905, and to authorize the Supervisor to pledge the levy for ordinary County purposes for year 1905, to secure the same with interest thereon.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading.

Mr. BIVENS called up

SPECIAL ORDER.

S. 89.—Mr. Bivens: A Bill to amend the law relating to Magistrates and their Constables, their powers, duties, jurisdiction, salaries, etc.

Report favorable.

Third reading.

The Bill was amended as follows:

On motion of Mr. W. E. JOHNSON:

Aiken County—Raise salary at Warrenville from sixty dollars to one hundred dollars.

On motion of Mr. MARSHALL:

Amend Bill, Senate No. 89, by striking out all after line 16 and inserting:

Richland County—There shall be thirteen Magistrates in Richland County, located as hereinafter provided, who shall receive as compensation for their services in criminal cases and on inquests when

acting as Coroner, in lieu of all costs and fees, annual salaries, payable monthly, as follows: Two at Columbia, to receive a salary of eight hundred dollars each; one at Waverley, to receive a salary of one hundred and twenty dollars; one at Eastover, to receive a salary of one hundred and twenty dollars; one at Gadsden, to receive a salary of one hundred and twenty dollars; one at Camp Grounds, to receive a salary of one hundred and twenty dollars; one at Davis', to receive a salary of one hundred and twenty dollars; one at Killians', to receive a salary of one hundred and twenty dollars; one at Garner's, to receive a salary of one hundred and twenty dollars; one at Olympia, to receive a salary of one hundred and twenty dollars; one Fairmount, to receive a salary of one hundred and twenty dollars; one at Lykes, to receive a salary of one hundred and twenty dollars; and one at Wateree, to receive a salary of one hundred and twenty dollars. Each of said Magistrates are authorized to appoint a person to act as Constable in serving and executing process issued by him, who shall give the bond, and take the oath required by law. The Constables so appointed shall receive as compensation for their services in criminal cases, and in lieu of all costs and fees therefor, annual salaries as follows, payable monthly: The Constables at Columbia, three hundred dollars each; the Constable at Camp Ground, ninety dollars; the Constable at Hopkins, ninety dollars; the Constable at Davis, ninety dollars; the Constable at Killians', ninety dollars; the Constable at Garner's, ninety dollars; the Constable at Gadsden, ninety dollars; the Constable at Olympia, ninety dollars; the Constable at Fairmount, ninety dollars; the Constable at Lykes, ninety dollars; and the Constable at Waverley, ninety dollars: *Provided*, That said Constables (besides their salaries) shall be entitled to mileage of five cents per mile each way for carrying persons to jail under commitment.

On motion of Mr. BROOKS:

Amend No. 89, Section 1, Greenwood County, on line 13, page 2, strike out the word "and" after the semi colon, and on line 14, after the word annually, at end of sentence, insert, "the salary of the Magistrate at Kirksey and Gaines, shall be seventy-five dollars; and the salary of the Constable at Ninety-Six shall be the same as the Magistrate's.

On motion of Mr. CARPENTER:

Amend Bill No. 89, by adding: Pickens County—The Magistrate at Easley shall receive two hundred and twenty-five dollars annually.

On motion of Mr. McIVER:

Chesterfield County—Nine Magistrates shall be appointed for Chesterfield County, one for each township, who shall reside therein, and one at or near Brock's Mill, whose salaries in criminal matters shall be as follows: The Magistrate for Cheraw Township, one hundred and seventy-five dollars: *Provided*, That when there is no Magistrate or Constable appointed and serving for Steerpen, the salaries herein provided for the Magistrate and Constable at Steerpen shall be paid to the Magistrate or Constable at Cheraw, respectively; for Chesterfield Court House, two hundred dollars: *Provided*, He be required to attend all Courts of General Sessions for Chesterfield County; for Jefferson, Mt. Croghan and Alligator, each, one hundred dollars: *Provided*, That the Magistrate at Alligator be required to open his office at least one day in each week at McBee, S. C.; for Old Store, Cole Hill, Steer Pen and Brock's Mill, each, seventy-five dollars. The salaries herein provided for Magistrates shall cover all services in criminal matters, including holding inquests and preliminary examinations over dead bodies when held by Magistrates. Each of these Magistrates shall appoint a Constable, who shall give a bond as hereinafter provided, and shall receive the same salary as the Magistrate appointing him; except at Chesterfield Court House, where his salary shall be one hundred and fifty dollars; and such salaries shall be in full compensation for all services in criminal matters and in inquests held by the Magistrate appointing them, except that they shall receive five cents per mile going and returning by the nearest route from the office of the Magistrate whom they serve to the jail or chain-gang, as the case may be, when required to take prisoners, with the same mileage, one way, for each prisoner so carried. That when any person shall be so appointed Constable, he shall enter into bond before the Clerk of the Court of the County in the penalty of two hundred dollars, with good security, to be approved by said Clerk of Court, and upon taking the oath prescribed by law, such person shall be regarded as a regularly qualified Constable; nor shall any person not so qualified exercise the powers of a Magistrate's Constable: *Provided*, That nothing herein contained shall prevent a Magistrate from appointing the Sheriff of the County or a special Constable for a special occasion, to be specified in writing, in case the regular Constable cannot exercise the powers of Constable: *Provided, further*, That the special Constable so appointed shall enter into bond in the usual form before the Magistrate appointing him, in which event, the said special Constable (or the Sheriff) shall be entitled to receive the

fees heretofore provided by law for such services. That before receiving any part of the salaries herein provided for, each of said Magistrates and each of said Constables shall subscribe and file with the County Board of Commissioners an affidavit that all fines, costs and fees paid to or collected and received by him in criminal cases and proceedings, have been paid over to the County Treasurer of said County.

On motion of Mr. MANNING:

Amend Bill 89 by adding a Section as follows:

Sumter County—There shall be six Judicial Districts in the County of Sumter. The First District shall comprise the Township of Shiloh; the Second District shall comprise the Township of Mayesville; the Third District shall comprise the Townships of Concord and Sumter; the Fourth District shall comprise the Township of Privateer and Manchester; the Fifth District shall comprise the Townships of Middleton and Statesburg; the Sixth District shall comprise the Townships of Rafting Creek and Providence. The salary of the Magistrate of the Third District shall be four hundred dollars; the salaries of the Magistrates of the First and Second Districts, shall be one hundred and twenty-five dollars; the salaries of the Magistrates of the Fourth and Sixth Districts shall be one hundred and fifty dollars; and the salary of the Magistrate of the Fifth District shall be one hundred and seventy-five dollars: *Provided*, That the salaries herein provided for the Magistrates shall be in lieu of all costs in criminal cases, and fees for holding inquests. The salaries of the Constables of the First and Second Districts shall be one hundred dollars; the salary of the Constable of the Third District shall be two hundred and seventy-five dollars; the salaries of the Constables of the Fourth, Fifth and Sixth Districts shall be one hundred and twenty-five dollars. Each Magistrate shall be a resident of the Judicial District for which he is appointed and shall reside therein during his term of office. In criminal actions, triable by them, said Magistrates shall have exclusive jurisdiction within the limits of their respective Districts. The Magistrate for the Second District shall have his office in the town of Mayesville, and the Magistrate for the Third District shall reside in the city of Sumter.

The Bill was then ordered to be sent to the House of Representatives.

BILL WITHDRAWN.

Mr. CHRISTENSEN moved to withdraw from the Committee on Judiciary a Bill to amend Section 552 of the Criminal Code.

The motion was agreed to.

Leave was granted to withdraw the Bill from the files of the Senate.

ADJOURNMENT.

Mr. COLE L. BLEASE moved that when the Senate adjourn it adjourn to meet to-morrow at 10 A. M.

The motion was agreed to.

On motion of Mr. MANNING, the Senate, at 9.30 adjourned.

SATURDAY, FEBRUARY 4, 1905.

The Senate assembled at 10 A. M., the hour to which it stood adjourned, and was called to order by the PRESIDENT.

The roll was called, and, a quorum answering to their names, the PRESIDENT announced the Senate ready to proceed to business.

The Clerk proceeded to read the Journal of yesterday, whereupon on motion of Mr. BLACK, the further reading of the Journal was dispensed with.

The PRESIDENT called for Petitions, Memorials, Presentments of Grand Juries and such like papers.

INTRODUCTION OF BILLS.

The following Bills and Resolution were introduced under suspension of Rule XXXVI.:

S. 358.—Mr. MAULDIN: A Bill to provide for the celebration of South Carolina Day in the public schools.

Read the first time and referred to the Committee on Education.

S. 359.—Mr. MAULDIN (by request): A Bill to amend Section 1 of an Act entitled "An Act to give the Railroad Commissioners jurisdiction over all telephone lines, stations and exchanges and over all persons, firms or corporations, owning or operating any telephone lines, station or exchange for the transmission of intelligence for hire, in this State," approved February 25th, 1904.

Read the first time and referred to the Committee on Railroads and Internal Improvements.

S. 360.—Mr. BLACK: A Joint Resolution authorizing the Attorney General to mark satisfied a certain judgment against S. G. Mayfield, C. B. Free, Peter W. Sandifer and the estates or legal representatives of E. M. Kennerly and J. W. Lancaster (now deceased).

Read the first time and referred to the Committee on Judiciary.

REPORT OF COMMITTEE.

Mr. HARDIN, from the Committee on Finance, submitted a favorable report on

H. 212 (167).—Mr. Foster: A Bill to empower Heath Springs School District No. 38, of Lancaster County, to increase school levy to five mills.

Ordered for consideration to-morrow.

The Senate proceeded to the consideration of the Calendar.

GENERAL ORDERS.

THIRD READING BILLS.

The following Bills having received three readings in both Houses, it was ordered that the titles be changed to Acts and enrolled for ratification:

H. 193 (404).—Newberry Delegation: A Bill to amend an Act entitled "An Act to enable and authorize School District No. 14, in Newberry County, to issue bonds for the purpose of building and erecting a school house therein, and to purchase a lot therefor," approved 20th day of February, A. D. 1904, and to validate the bonds issued under authority of said Act.

H. 205 (246).—Mr. Morrison: A Bill to authorize the Trustees of Greenwood School District, No. 18, to borrow money to pay off past indebtedness.

H. 213 (144).—Mr. Higgins: A Bill to authorize and empower School District No. 52, of Newberry County, in the State of South Carolina, to issue bonds for purchase of a lot, and the erection and equipment of a school building thereon, to provide for a Building Committee, and to provide for the payment of said bonds, and the interest thereon.

H. 214 (153).—Mr. M. W. Walker: A Bill to amend Section 1040, Civil Code, 1902, so far as same relates to Spartanburg County, by making salaries therein provided payable monthly at the option of the Magistrates and Constables.

H. 255 (111).—Mr. Hemphill: A Bill to amend an Act entitled "An Act to incorporate Mount Pleasant and Georgetown Railway Company."

The following Bills and Joint Resolutions were severally read the third time, passed and ordered sent to the House of Representatives:

S. 23.—Mr. Bates: A Bill to change the name of Bull Pond School House voting precinct to Bull Pond Club House.

S. 61.—Mr. Cole L. Blease: A Bill to amend Section 221, Volume 1, Code of Laws, 1902, relating to the forwarding of election returns.

S. 160.—Mr. Williams: A Bill authorizing the passage of ordinances by incorporated cities and towns and the promulgation of rules and regulations by the State Board of Health, to enforce and compel the vaccination and revaccination of citizens and residents of the State of South Carolina, and prescribing the duties of certain officials and persons to that end, and providing certain penalties for failure, refusal or neglect to comply with the provisions of the same.

S. 258.—Mr. Hay: A Bill to fixe the salary of Probate Judge of Kershaw County.

S. 276.—Mr. Mauldin: A Bill to incorporate Saluda River Power Company.

S. 280.—Mr. Manning: A Bill to empower School District No. 40, of Lancaster County, consisting of parts of said County and Kershaw County, to issue \$12,000.00 coupon bonds for school purposes.

S. 282.—Mr. Stackhouse: A Bill (with a petition) to relieve the sureties on the bonds of G. Raymond Berry, late County Superintendent of Education of Marion County.

S. 283.—Mr. Peurifoy: A Bill to enable the Supervisor and Treasurer of Colleton County to borrow funds with which to defray current expenses of said County for the year 1905, and to authorize the Supervisor to pledge the levy for ordinary County purposes for year 1905, to secure the same with interest thereon.

SECOND READING BILLS.

S. 104.—Mr. Wells: A Joint Resolution to authorize and require the Comptroller General to draw his warrant on the State Treasurer for seven dollars and eighty-seven cents in favor of William M. Copeland.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 156.—Mr. Hardin (by request): A Bill to repeal Article I., Chapter XXXIV., Title XI., being Sections 1529-1549, both inclusive, as now contained in Vol. 1 of the Code of Laws of South Carolina, 1902, relating to fertilizers and fertilizing materials, and to enact certain Sections in lieu thereof.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 185.—Mr. Marshall: A Joint Resolution to authorize the Governor to enter into a contract with the representatives of soldiers to collect whatever pay is due soldiers for services rendered in the Spanish-American War.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 194 (392).—Mr. D. L. Green: A Bill to repeal Section 1507, Article II., Chapter XXXIII., Vol. 1, Code of Laws of South Carolina, 1902, relating to the General Stock Law.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

H. 195 (384).—Mr. Whaley: A Bill to amend Section 163 of the Criminal Code of South Carolina, so as to make it a crime to break into any vessel.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 199 (232).—Mr. Sinkler: A Bill to amend Section 146, Code of Civil Procedure, by adding at the end of said Section a proviso thereto.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 201 (204).—Mr. DeVore: A Bill to amend Section 1239 of Vol. 1, Code of Laws of South Carolina, by striking out "Edgefield" everywhere it occurs in said Section.

Report favorable.

The Bill was read, and on motion of Mr. HAY, was amended as follows:

Amend title by striking out the word "everywhere," and insert in place thereof the word "whenever."

Ordered placed on the Calendar for a third reading.

H. 202 (180).—Mr. Richards.—A Joint Resolution to refund certain overpaid taxes to W. L. DePass.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 204 (253).—Mr. Lawson: A Joint Resolution to refund to G. D. Norris, of Darlington County, \$15.26 excess of taxes paid by him. Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 206 (32).—Mr. Morgan: A Bill to ratify the amendment to Section 7, Article VIII., of the Constitution of 1895, relating to municipal bonded indebtedness.

Report favorable.

The Bill was read.

The question was taken, "Shall the Bill pass and be ordered to a third reading?" on which the yeas and nays were taken, resulting as follows:

Yeas—Messrs. Bivens, Black, Blake, E. S. Blease, Brooks, Butler, Carpenter, Christensen, Douglass, Earle, Efird, Hardin, Hay, Hood, Hudson, W. E. Johnson, Marshall, Mauldin, McGowan, McIver, Peurifoy, Raysor, von Kolnitz, Warren, Wells and Williams—26.

So the Bill passed and was ordered to a third reading.

H. 207 (194).—Mr. Nash: A Bill to ratify the amendment to the Constitution of 1895, whereby Subdivision II. and Subdivision IX., of Section 34, Article III., thereof, is repealed.

Report favorable.

The Bill was read.

The question was taken, "Shall the Bill pass and be ordered to a third reading?" on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bivens, Black, Blake, E. S. Blease, Brooks, Carpenter, Christensen, Douglass, Earle, Efird, Hardin, Hay, Hood, Hudson, W. E. Johnson, Marshall, Mauldin, McGowan, McIver, Peurifoy, Raysor, von Kolnitz, Warren, Wells and Williams—25.

So the Bill passed and was ordered to a third reading.

H. 208 (193).—Mr. Nash: A Bill to ratify the amendment of the Constitution of 1895, whereby a new Article thereof is added relating to roads, highways and drainage.

Report favorable.

The Bill was read.

The question was taken, "Shall the Bill pass and be ordered to a third reading?" on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bivens, Black, Blake, E. S. Blease, Brooks, Butler, Carpenter, Christensen, Earle, Efird, Hardin, Hay, Hood, Hudson,

W. E. Johnson, Marshall, Mauldin, McGowan, McIver, Peurifoy, Raysor, von Kolnitz, Warren, Wells and Williams—25.

So the Bill passed and was ordered to a third reading.

H. 219 (5).—Mr. Nash: A Bill to further provide for the creation and continuance, and to define the duties and powers of the Historical Commission of this State, now existing under the terms of an Act entitled "An Act to provide for the appointment of a Historical Commission of the State of South Carolina, for the purpose of collecting and preserving all matters relating to the history of the State." approved December 27, 1894.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

H. 248 (408).—Mr. Lawson: A Bill to create the Township of Clys, in Darlington County, and to change the boundary line of Harts-ville Township, in said County.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

H. 251 (197).—Mr. Baker: A Bill to amend Section 1796 of the Code of Laws of 1902, Vol. 1, by adding a proviso at the end of said Section, relating to "Live Stock Insurance."

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 254 (155).—Mr. Haskell: A Bill to make it a misdemeanor to place any explosive substance whatever upon the rail of any railroad in this State by any unauthorized person.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 260.—Mr. McLeod (by request): A Bill to punish the wilful and malicious taking or removing, or taking or removing with intent to steal, or with intent to injure, of the brasses, bearings, waste or packing from out any journal box or boxes of any locomotive engine, tender, carriage, coach, car, caboose or truck, used or operated upon any railway, whether operated by steam or electricity.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 262.—Mr. Earle: A Bill to repeal Section 1783, Code of Laws of South Carolina, 1902, Vol. 1, relating to foreign corporations, and re-enact said Section 1783 as a part of Section 1794, Code of Laws of South Carolina, 1900, Vol. 1.

Report favorable.

The Bill was read, and on motion of Mr. EARLE, was amended as follows:

Amend title by striking out title and inserting as follows:

Title 262.—A Bill to amend Section 1783, Code of Laws South Carolina, 1902, Vol. 1, relating to foreign corporations.

Amend Bill 262, by striking all after the enacting words, and insert:

Sec. 1. That Section 1783, Civil Code, 1902, be amended so as to read as follows:

Sec. 1783. Any such foreign corporation failing to file any of the papers hereinbefore required to be filed shall be liable to a forfeiture of five hundred dollars to the State to be recovered at the suit of the State in the Court of Common Pleas for any County in the State.

Ordered placed on the Calendar for a third reading.

S. 263.—Mr. Dennis: A Bill to authorize the County Treasurer of Berkeley County to pay school claim of A. H. DeHay.

Report favorable, with amendments.

The Bill was read and the Committee amendments adopted, to wit:

"By inserting in blank spaces, on line 5, page 1, written Act, the date '1901,' and the amount '\$180.34.'"

Ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 266.—Mr. Raysor: A Bill to amend an Act entitled "An Act to provide for the corporation of towns of less than one thousand inhabitants," approved the 2d March, 1896, by adding a new Section 23, to provide for repeating elections in certain cases.

Report favorable.

The Bill was read, and on motion of Mr. RAYSOR, was amended as follows:

Amend line 9, by striking out the word "so," after the word "do."

Amend by striking out the word "repeating," in the title, and insert in lieu thereof the word "holding."

Ordered placed on the Calendar for a third reading.

S. 267.—Mr. von Kolnitz: A Bill to amend Section 1847, Civil Code of South Carolina, relating to the issuance of certificates of stock.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 272 (252).—Mr. Pollock: A Bill to make additional provisions for the inspection of fertilizers and fertilizing materials, and for an additional experimental station at Winthrop College.

Report favorable.

On motion of Mr. RAYSOR, the Bill was made the Special Order for Tuesday next, February 7th, at 12.30 o'clock.

H. 346 (385).—Judiciary Committee: A Bill to divide the State into ten Judicial Circuits, and arrange the same.

Report favorable.

The Bill was made the Special Order for Tuesday at 12.30 o'clock.

S. 353.—Finance Committee of Senate: A Bill to enable the Commissioners of the Sinking Fund to lend to the County Board of Commissioners of Horry County funds for the purchase by Horry County of certain township bonds issued by certain townships in said County in aid of the construction of a railroad, and relating to the purchase of said township bonds by said County.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

RECOMMITTED.

On motion of Mr. RAYSOR,

S. 264.—Mr. Wells: A Bill to fix the amount of the compensation to be paid to the County officers of the various Counties of the State, Was referred to the Committee on Judiciary.

POSTPONED.

On motion of Mr. McIVER, consideration of

S. 92.—Mr. McIVER: A Bill to authorize and require the Counties of Chesterfield and Marlboro to purchase and own the Cheraw Bridge across the Great Pee Dee River.

Was postponed till next Tuesday, February 7th.

The following proposed amendment was ordered printed in the Journal:

By Mr. McIVER:

Amend by striking out the words "for the consideration expressed of four thousand dollars from each of said Counties," on lines 4 and 5, of Sec. 1.

Strike out the words "one-half" on line 6, Sec. 1, and insert the words "one-third."

Strike out the words "four thousand dollars," on line 8, Sec. 1, and insert the words "one-third."

After the word "paid," on line 9, Sec. 1, insert the words "and one-third thereof shall be retained and assumed by the town of Cheraw."

MOTION.

Mr. BIVENS moved that

S. 89.—Mr. Bivens: A Bill to amend the law relating to Magistrates and their Constables, their powers, duties, jurisdiction, salaries, etc.,

Be engrossed before being sent to the House.

The motion was agreed to.

Mr. MAULDIN offered the following:

CONCURRENT RESOLUTION.

S. 361.—Mr. Mauldin: A Concurrent Resolution inviting General Fitzhugh Lee to address the General Assembly.

Resolved by the Senate, the House concurring, That General Fitzhugh Lee be invited to address the General Assembly in the Hall of the House of Representatives in the interest of the Jamestown celebration on the evening of February 9th.

On immediate consideration, the Concurrent Resolution was adopted and ordered to be sent to the House for concurrence.

ADJOURNMENT.

Mr. COLE L. BLEASE moved that when the Senate adjourn it adjourn to meet next Tuesday at 12 M.

The motion was agreed to.

On motion of Mr. BLAKE, the Senate, at 1.30, adjourned.

TUESDAY, FEBRUARY 7, 1905.

The Senate assembled at 12 M., the hour to which it stood adjourned, and was called to order by the PRESIDENT.

The roll was called, and, a quorum answering to their names, the PRESIDENT announced the Senate ready to proceed to business.

The proceedings were opened with prayer by the Rev. Mr. Truesdale.

The Clerk proceeded to read the Journal of yesterday, whereupon on motion of Mr. W. E. JOHNSON, the further reading of the Journal was dispensed with.

The PRESIDENT called for Petitions, Memorials, Presentments or Grand Juries and such like papers.

INTRODUCTION OF BILLS.

The following Bills and Resolutions were introduced, under suspension of Rule XXXVI.:

S. 362.—Mr. STACKHOUSE: A Bill to authorize the County Board of Commissioners of Marion County to convey by deed a site on the Court House Square to the Marion Public Library.

Read the first time and ordered placed on the Calendar without reference.

S. 363.—Mr. WARREN: A Joint Resolution authorizing the County Commissioners of Hampton County to sell and convey the ten acres of land in the town or village of Gillisonville on which the old Beaufort District (now County) Court House was located.

Read the first time and ordered placed on the Calendar without reference.

S. 369.—Mr. MARSHALL: Bill to require the Southern Railway Company to open up the eastern end of Richland and Laurel streets (in the city of Columbia) to traffic by bridging the cuts across said street through which said railroad passes.

Read the first time and referred to the Committee on Railroads and Internal Improvements.

And the following

CLAIM.

S. 372—Account of the Press and Banner, for printing, \$1.50.

Which was referred to the Committee on Contingent Accounts.

Mr. McGOWAN offered the following:

S. 370.—Mr. McGOWAN: A Concurrent Resolution to permit the introduction of a Bill entitled "A Bill to incorporate Reedy River Power Company, in Laurens County."

Upon immediate consideration, the question was taken to agreeing to the Concurrent Resolution, on which the yeas and nays were taken, resulting as follows:

Yeas—Messrs. Bivens, Black, Blake, C. L. Blease, E. S. Blease, Brice, Brown, Butler, Carpenter, Christensen, Earle, Efrid, Hardin, Hood, Holiday, Hough, Hudson, Hydrick, W. E. Johnson, Marshall, Mauldin, McGowan, McIver, McLeod, Raysor, Stackhouse, Talbert, von Kolnitz, Warren, Wells and Williams—31.

So the Concurrent Resolution was agreed to and ordered sent to the House for concurrence.

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S. 371.—Mr. Butler: A Concurrent Resolution to permit the introduction of a Bill entitled "A Bill to incorporate the Cherokee, Union and Spartanburg Railroad."

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REPORTS OF COMMITTEES.

Mr. W. J. JOHNSON, from the Committee on Finance, submitted a favorable report, with amendments, on

H. 196 (268).—Mr. Brice: A Bill to provide for the erection of a new jail and repair of the Court House in Fairfield County, and to appoint a Commission whose duty it shall be to supervise the application of the funds arising from the sale or hypothecation of said bonds issued in aid of the erection of said jail and repair of said Court House.

Ordered for consideration to-morrow.

Mr. BUTLER, from the Committee appointed to make quarterly examinations of certain State offices, made a report (S. 371), which was ordered printed in the Journal. It is as follows:

To the General Assembly of South Carolina:

Your Committee appointed to make quarterly examinations of the offices of the State Treasurer, Comptroller General, Sinking Fund Commissioners and the Secretary of State begs to report:

That they have examined the book of accounts of the above named officers, and find the offices of State Treasurer, Comptroller General and Sinking Fund correct, with proper vouchers, the offices and books neatly and well kept, and the Committee, with pleasure, commend the efficiency and courtesy of the officers and assistants in these several departments.

Hereto is appended a statement from the books of the several departments.

JOURNAL OF THE SENATE,
STATE TREASURER'S OFFICE.

Receipts.

Cash on hand Jan. 1, 1904.....	\$409,347 96	
Receipts for quarter ending March 31, 1904.....	1,664,883 87	
Receipts for quarter ending June 30..	1,202,900 22	
Receipts for quarter ending Sept. 30..	714,275 65	
Receipts for quarter ending Dec. 31..	1,428,512 15	
	<hr/>	\$5,419,919 85

Expenditures.

Expenditures for quarter ending March 31, 1904.....	\$1,660,035 56	
Expenditures for quarter ending June 30	1,184,639 57	
Expenditures for quarter ending Sept. 30	855,521 15	
Expenditures for quarter ending Dec. 31	1,308,397 40	
	<hr/>	\$5,008,593 68
Cash balance, Dec. 31, 1904.....		411,326 17

COMPTROLLER GENERAL'S OFFICE.

Receipts.

Cash balance, Jan. 1, 1904.....		\$396,489 26
Cash receipts, Jan., Feb. and March..	\$1,664,897 87	
Cash receipts, April, May and June..	1,202,900 22	
Cash receipts, July, Aug. and Sept....	714,275 65	
Cash receipts, Oct., Nov. and Dec..	1,428,512 15	5,010,585 89
	<hr/>	<hr/>
		\$5,407,075 15

Expenditures.

Expenditures, Jan., Feb. and March..	\$1,668,732 79	
Expenditures, April, May and June..	1,183,068 00	
Expenditures, July, Aug. and Sept..	857,191 47	
Expenditures, Oct., Nov. and Dec....	1,303,270 54	
Cash balance, Jan. 1, 1905.....	394,812 35	
	<hr/>	\$5,407,075 15

Cash balance, Jan. 1, 1905, State	
Treas.	411,326 17
Cash balance, Jan. 1, 1905, Comp.	
Gen'l.	394,812 35
Outstanding warrants, Jan. 1, 1905..	16,513 89
	<hr/>
	\$411,326 17

We beg to call attention to the fact that the office of the Comptroller General is sorely in need of cases, etc., for the preservation of the valuable records in that office. Papers of great value are compelled to be left uncovered and unprotected for lack of safe and convenient places to file them, and should a fire occur in that office, as did occur in the Secretary of State's office, the loss would be irreparable and nothing would be saved except such records and books as can be and are kept in the already crowded safe. We earnestly urge supplying this office with proper fixtures, and that sufficient appropriation be made for this purpose at this session.

STATEMENT SHOWING THE ASSETS OF THE SEVERAL SINKING FUNDS, ON DEC. 31st, 1904.

1904. *Assets of the Cumulative Sinking Fund.*

Dec. 31. Par value of S. C. Brown and	
4½ per cent. Stock; a permanent investment.....	\$114,025 70
Outstanding loans to Counties, at	
5 per cent. interest.....	\$205,741 94
Outstanding loans to bank, at	
4½ per cent. interest, secured by collateral deposit of S. C. Brown 4½ per cent Stock of face value same as amount of loan.. . . .	43,989 01
Outstanding loans to Commissions for Completion of State House, at 4 per cent. interest:	
Loaned Commission (Act of 1900)	\$126,029 32
Loaned to Commission (Act 1904)	24,232 30
	<hr/>
	399,992 57

The PRESIDENT called for Petitions, Memorials, Presentments of Grand Juries and such like papers.

INTRODUCTION OF BILLS.

The following Bills and Resolutions were introduced, under suspension of Rule XXXVI.:

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Hereto is appended a statement from the books of the several departments.

SECRETARY OF STATE'S OFFICE.

This office has not been included in the examinations heretofore, but last year this additional duty was placed on this Committee, and it has been an onerous, unpleasant and extremely difficult matter to ascertain the exact and true condition of the finances of this office—due to many reasons, which we will attempt to show later on.

When we first went to this office, in April, 1904, we were informed that we could conclude our labors "in ten minutes," and were shown the bank books and a mere statement of amounts, aggregate, received in that office, and amount paid State Treasurer. On insisting that we came for a real examination, we were begged for time to prepare books, etc. However, your Committee went to work, but soon found, on account of the absence of books and improper entries of cash received, wrong and improper entries made in the books furnished, which had been badly kept. Your Committee, feeling the need of a thorough examination, adjourned, and secured the services of an accountant, Mr. J. C. Hollis, of Gaffney, S. C., and with his valuable assistance made up a book of every item we could find and was furnished by Mr. R. M. McCowan, the Assistant Clerk, said book being now in the possession of your Committee. After adjourning, and before our return with Mr. Hollis, many erasures and corrections were made on the books attempted to be kept. The only way we could do was to handle each declaration for charter return, application for notary public—in fact, every paper during Mr. Ganti's administration. Seeing that considerable time would be consumed in this examination, we did not feel justified in going back of his term without express authority, so did not do so, but feel now that this should be done by the Committee to be appointed.

In comparing the return of corporators to the charters that were recorded we found some unrecorded and others erroneously recorded, such as where a charter had been granted in the sum of fifteen thousand dollars, same was recorded as having been issued in the sum of fifty thousand dollars. This work we did not complete on account of a very damaging fire in the office where, principally, all records were kept, and since that time we have been unable to do any such work, for the books were badly injured; hence, such examination was necessarily suspended.

In many cases we found where over collections had been made, aggregating \$367.55, ranging from fifty cents to \$77.50. There was no evidence that these various items had been returned to the

proper parties; but, on the contrary, the Secretary of State informed us we "had nothing to do with these excess amounts, as that was a matter between himself and the parties sending them." We do not agree to such a proposition. On the book, which was supposed to be kept, items were left off entirely. To illustrate: Camperdown Mills, chartered April 30, 1904; charter fee \$100.00, and others.

Improper amounts credited to State: Puckaber Bros., Charleston; charter fee \$50.00; amount State credited with \$15.00, March 23, 1904. We feel compelled to condemn this carelessness in handling the people's money, and in not keeping proper entries of all moneys coming through this office, also the method that has prevailed in many instances where a credit system has been allowed. To give an instance: The Norris Cotton Mills, charter increased on April 10, 1903; charter fee \$50.00; amount received after charter issued \$25.00, and the claim was made that the late Col. D. K. Norris contended that "the office already owed him \$25.00." Either this money is lost to the State or is a loss to the Secretary of State; at any rate such practice should be discontinued. There are other instances. These items of overcollections may have been returned, but we have no evidence of same. Your Committee is cognizant of one instance where there has been a refund. The charter was granted on February 23, 1904, and refund made June 23, 1904, after these matters had been called to the attention of this office.

We regret to report that "all moneys" have not been paid over "quarterly" to the State Treasurer, as is required by law, same being held, in some instances, considerable time after the expiration of the several quarters.

Your Committee begs to report that, as the report of receipts and disbursements will show, hereto appended, the Secretary of State has deposited in bank several hundred dollars in excess of amounts shown by his books or evidenced by proper vouchers in his office, as having been collected for fees. In this amount, no doubt, is included some of these excess collections, sent by mistake by different parties throughout the State, and which do not belong to the State, but should be refunded to the proper parties when the charters were issued.

We found by mere chance that one item of \$102.50, for charter of the Union Warehouse Company, of Columbia, chartered on the 15th day of January, 1902, during Mr. Cooper's administration, was presented for payment in June, 1904, and has not yet been

turned over to the State Treasurer, being, we are informed, now in the office of Secretary of State. There may be other items of Mr. Gantt's predecessor still outstanding, but, as we stated, we did not go back that far.

There were certain books we had in our possession last year concerning the period of Mr. Gantt's predecessor, which we are informed were kept by the present Secretary of State, and the following correspondence speaks for itself:

Columbia, S. C., November 4, 1904.

Hon. Jesse T. Gantt, Secretary of State of S. C., Columbia, S. C.

Dear Jesse: In the conversation between you and myself and Attorney General Gunter, in the Sinking Fund office about four weeks ago, I stated to you that an account book, to wit: "The Secretary of State's account book of fees, Vol 2," could not be found where (upon your handing it to me some months previously) I had placed it, namely, in the book case on the small iron safe in the Sinking Fund office, I showing you where I put it and you agreeing with me at the time that this would be a safe place to keep it, and that after diligent search I could not find it. I further stated in said conversation that this lost or misplaced book, being a book of mere secondary entry, could easily and accurately, though with considerable labor, be reproduced from the record books of original entry from which the lost book itself was written up or copied.

These books of original entry were memorandum or "blotter" books, covering a period from June 1, 1897, to the time when you as Secretary of State Cooper's Chief Clerk introduced in lieu thereof as books of original entry, certain bound books printed in form of several receipts on each page, each receipt being duly numbered, wherein you wrote successively the amount and details as to each fee received by you for the Secretary of State. From time to time, after your introduction of these receipt books, at certain intervals, once or several times a month, you handed to me these receipt books written up by you, together with a certain amount in checks, moneys, &c., stating that said amount covered the fees written by you in certain receipts in said receipt books, which said certain receipts I entered or copied into the said lost book and signed them, after checking each one up with the amount of checks, &c., turned over to me; the money, checks, &c., received by me at each turning over I promptly deposited in the bank to the credit of M. R. Cooper, Secretary of State. Thus the lost book upon its debit side is merely a copy of such of those receipts written by you in the receipt books

as were signed by me and written in the lost book. In our conversation, I explained to you that these receipt books of original entry, written up by you and kept in your possession, were necessary to reproduce the lost book in all its detailed entries on the debit side; and that the credit or disbursement side of the lost book could be fully written up in detail from the stubs of the check book and checks drawn by Secretary of State Cooper and returned paid by the banks, duly endorsed by the payee. In said conversation, you expressing the opinion that they might be found; I, at that time and on several subsequent occasions, urged upon you the necessity of your at once hunting these receipt books up and letting me have access to them, so that I could therefrom write up in detail that part of the lost book originally written from them; I suggested that the work might be rapidly done by Mr. D. W. McLaurin reading the receipts for me to write them into the book being made up. I have from the other books of original entry fully reproduced the lost book in every detail of entry, both upon the debit and credit side, for about two years, from its commencement, June 1, 1897, to the time when the said receipt books written by you commenced. Beyond this point, I need these books of original entry, written and kept by you, to bring the book down to the time, about the middle of the year 1902, when the lost book was closed, and my connection with these fees and fee books ceased. After waiting several weeks, and failing to get any of the receipt books from you, I have entered (upon the debit side of the book being written up), from memoranda made at the time and in due course of the business, the several and successive total amounts turned over by you to me at said successive certain intervals as set forth in the foregoing. I know these entries are absolutely correct. After posting these aggregate entries into the new book they prove out with the bank balances and with the itemized disbursements and with the Secretary of State's financial statements, in his annual reports to the Legislature, and with other checks applied. They must necessarily agree with the several aggregates in the lost book and with the total amounts of the said certain signed receipts in the said receipt books.

As thus made up I was prepared to lay these new books before the Legislative Auditing Committee when in session several days ago, had they called for the missing book. These new books are a reproduction of the said lost book absolutely accurate as to all aggregates, balances and results, and they show all detailed items on the credit or disbursement side, and all detailed items on the debit side except

as to those items that the said receipt books of original entries written up and kept by you are needed to supply. The lost book may never be called for by the present or any other Investigating Committee, but whether it be ever called for or not, I am most decidedly and earnestly of the opinion that it is due to me, to you, to Mr. Cooper and to the public that you and I make every possible effort to reproduce the lost book, not only in correctness of aggregates and results, as I have already reproduced it, but also in the missing details of items extending over the period of the said receipts books written and kept by you. Now, Jesse, I know in the several conversations we have had upon this subject, you have invariably and time and again remarked that I am taking a great deal of trouble entirely unnecessary in my earnest efforts to reproduce the lost book, expressing in substance the opinion that the Legislative Auditing or Investigating Committee does not want and would not use if submitted to them either the lost book or its reproduction. I, however, am decidedly of the contrary opinion above expressed. You are entitled to your opinion and I am equally entitled to mine. Though our opinions so widely differ, our personal and official relations are such that I believe I have a right to ask, and trust that you without delay, will make an exhaustive and final search for the said receipt books and let me know the result. If found, I suggest that you turn them over to Mr. D. W. McLaurin, if in the city, for him to read therefrom and me to post in the book being made up, or else I might come into your office and copy them there; all I desire is access thereto, so I may examine and post up each receipt signed by me.

Some weeks ago I asked you for that Secretary of State's cash book of fees which (after my connection with the work ceased), was kept in the Secretary of State's office, covering the last six months of Secretary of State's Cooper's term, and which commenced where the lost book ended, as I desired to refer to it; and you told me that you did not know where it was, but thought that it might have been burned in the fire. I also some weeks ago asked you for the bank pass books of the Secretary of State Cooper that had been turned over to you, and you told me you thought they might be found. If you find either this cash book or the bank books please let me refer to them. I know that the exhaustive and final search I ask you to make for the receipt books of original record written by you and kept in your possession may entail work on you, but I am not asking of you more nor nearly as much work as I am rendering in this matter, because after a thorough and exhaustive search for the lost book, I have

been busy for over three weeks rewriting up several years' of books and I am now anxious for the opportunity to post said receipt books extending over several years into the book being made up to replace the lost book.

When the present Legislative Committee, during their first visit this year to the State House, informed me that they expected to examine the Secretary of State's fee accounts for some previous years, I obtained and handed to them this book that has since been lost, and briefly explained to them how it was kept and what period it covered; they handed the book immediately back to me informing me that they would not need it until the investigation extended back to the period covered by it; or words to that effect. Later, when the Committee was examining the Secretary of State's fee accounts, I carried this book and delivered it to them and it was in the Committee's possession for about a week or longer while they were working in the extreme western office of the Secretary of State. Upon the departure of said Committee on that occasion from the city, learning that their investigations had still not extended back to the period covered by said book, I obtained the book from where they had left it, and replaced the book in the same place in the said book case on the safe, where later I could not find it.

Kindly give this matter your immediate attention and give me a final reply as soon as possible, because as you know I have now some leisure in which to post up these books, but very soon my entire time will be occupied in preparing the Sinking Fund's annual report to the Legislature, and in closing up the S. F. books of account for the year.

Sincerely,

D. H. MEANS.

Columbia, S. C., November 17th, 1904.

Hon. T. Both Butler, Chairman Legislative Examining Com., Gaffney, S. C.

Dear Senator: Yours of 14th inst. to hand and I appreciate your prompt attention.

I enclose a communication from me to Secretary of State J. T. Gantt, former Chief Clerk of Mr. (Secretary of State) M. R. Cooper; a careful reading of it will explain most of the matter. Failing to obtain the said receipt books of original entry written and kept by Mr. Gantt, on a satisfactory reply after several earnest oral requests by me covering about four weeks, I on the 5th November, made the enclosed written demand upon him for them. On November 7th I

went into his office and finding him there he stated to me, "I have received your communication and will reply in writing."

I replied: "I hope you will do so within the next day or two." Mr. Gantt replied: "I will right away." I have now waited ten days since this promised reply in writing, "right away." Nearly two weeks have elapsed since the written demand, and I have received no reply. From the first Mr. Gantt's conduct has been one of procrastination and putting off. He has never said the receipt books of original entry could not be found, and has most frequently said that "Rich," the colored porter, could look them up, or look for them, and has constantly said that I am taking much trouble unnecessarily in my endeavor to reproduce the lost book, &c., &c. My views are expressed in my letter to Mr. Gantt.

I desire when you come down to invoke the aid of your Committee to obtain these books of original entry if possible, so that the lost book may be reproduced in all its details for Mr. Cooper's four year's term, as it has been reproduced during two years of Mr. Tompkins' term from Mr. Tompkins' books of original entry. I also wish your Committee to pass upon the matter and the reproduction of the book before you go out of office. I am especially desirous for your Committee to close this matter up, because some circumstances coming within your Committee's personal knowledge during your heretofore examination (to which I will call your Committee's attention when I see you), have an important bearing upon the loss of the book. The 28th of November suggested by you will be soon enough if we will get down to work on that day—my time, information and labor will be at the service of the Committee, and I hope the matter can be closed up in time for your report to the Legislature and before my heavy work in closing up the Sinking Fund books and preparation of Sinking Fund report to Legislature commences. If I get these receipt books from Mr. Gantt I will have to post up for your Committee's convenience. So I shall expect your Committee to arrive on the 28th November if I hear nothing from you to the contrary. You requested me to write you confidentially and I have done so, but have other facts to relate when I see you. As I before stated, please just come down as if to do the work on the past quarters.

Yours respectfully,

D. H. MEANS.

This letter has not been answered we are informed, and your Committee sent Mr. Gantt the following letter:

"Columbia, S. C., February 1, 1905.

"Hon. J. T. Gantt, Secretary of State, Columbia, S. C.

"Dear Sir: We respectfully ask that you produce for our inspection the four receipt books containing itemized, partly printed receipts, duly numbered, showing fees received by the Secretary of State extending from some time in 1899 to some time in 1902, when these receipts were discontinued; also cash book kept for the Secretary of State extending from time the book, Secretary of State's account fees Vol. 2, was discontinued, and extending to the end of Mr. M. R. Cooper's term of office; also all bank books for the year 1903.

"The Committee would be pleased to have these books this afternoon at 3.30 P. M., when it resumes its examination of the office of Secretary of State."

"Yours truly,

"THOS. B. BUTLER,

"Chairman Legislative Examining Committee."

"Hon. Thos. B. Butler, Chairman.

"Dear Sir: I am in receipt of your favor of even date requesting that I furnish your Committee certain books used in the office during the term of my predecessor, Hon. M. R. Cooper. I enclose herewith a letter from Mr. D. H. Means, Clerk of the Sinking Fund, by whom the fees and accounts were kept during this period. Upon receipt of this letter I made a diligent search of the office for the books referred to, but have not been able to find them. I hope that they will yet be found, but on account of its disarranged condition, due to the fire which gutted the room in which all the working records of recent date were contained, I have not been able to find them. The receipts referred to taken by me as Clerk from Mr. Means, who kept the accounts, were usually kept in the large case in the Clerk's office.

"The other books have never been in my personal custody, but were kept by Mr. Means. The bank books were kept in one of the desks in the office, and I hand them to you herewith.

"These receipts covered only a short period, were instituted for my personal protection, and were discontinued before the expiration of Mr. Cooper's term. I do not remember some of the conversation referred to by Mr. Means, but they may have occurred as he suggests.

"It has been a matter of deep personal regret to me that these books cannot be found, and I have made a diligent personal search for them, but without avail.

"I would suggest to you, however, that I have had frequent occasions to verify Mr. Mean's accounts from these receipts, and have found them unusually accurate and painstaking. The balances shown by the bank deposits are unquestionably accurate, while the original papers on file in the office which were issued by you in lieu of the office books in investigating all collections and disbursements during my term should enable you to test the accuracy of the office accounts for the period of Mr. Cooper's term.

"Yours truly,

"J. T. GANTT."

The four receipt books which Mr. Gantt, as Secretary of State, was requested to deliver to the Committee are, we are informed, four Secretary of State's fee books of original entry written and kept by Mr. Gantt as Chief Clerk of Mr. M. R. Cooper, Secretary of State, wherein he entered, with full details, each fee received by him for Secretary of State Cooper, extending from some time in 1899 to some time in 1902; the cash book Mr. Gantt was requested to deliver is a fee book of accounts extending from that time in 1902 when Secretary of State's book account, Vol. 2, of fees, closed (and Mr. Means' connection with the fees ceased) to the end of Mr. Cooper's term of office, which we are informed was also kept by Mr. Gantt as Secretary of State Cooper's Chief Clerk.

In justice to Mr. Gantt we beg to state he informed us the reason his books were in bad condition, was due to the fact that his time was occupied securing valuable and necessary information for Senator Tillman, to aid him in collecting certain funds from the National Government, and ye are satisfied he did good work.

The books and accounts since Mr. R. M. McCown has been acting as Chief Clerk have been kept in much better condition, and since our thorough examination, in June, it is a very easy matter to keep track of the funds and vouchers.

Too much care in keeping the books in this office cannot be spared, for, as will be seen by the following statement of receipts and disbursements during the years of 1903 and 1904, as a large amount of money goes through this office.

Amount received from predecessor.....	\$2,670 89
Deposited in banks.....	31,430 89
	<hr/>
	\$34,101 78
Paid State Treasurer.....	30,301 89
	<hr/>
Balance in bank.....	\$3,799 89

Fees received in 1903.....	16,151 19
Fees to June 13, 1904.....	7,543 73
Fees from June 13th to Dec. 31, 1904.....	7,165 58
From predecessor.....	2,670 89
	<hr/>
	\$33,531 39
Paid State Treasurer.....	30,301 89
	<hr/>
Books show balance.....	\$3,229 50

Which shows a balance in banks of \$570.49 over amount the books and vouchers of Secretary of State show.

Under the present law, charters are granted on payment of one mill on the dollar, up to \$100,000.00, and in a great many instances the State receives only fifty cents, and in some instances as low as five cents, and it cost the State as much to grant one of these small charters as it does one capitalized at \$100,000.00, where the fees is \$100.00. Therefore, we recommend that the law be changed, requiring a minimum fee of \$5.00 for any charter granted by the Secretary of State.

There are about eighteen or twenty books containing the records of corporations damaged by fire in this office, and while not destroyed, the bindings and edges have been destroyed, and it is almost absolutely necessary that these books be transcribed. Therefore, we recommend that these records be put in better shape and condition for proper handling and preservation, and that a small appropriation be made to carry this into effect.

Respectfully submitted,

THOS. B. BUTLER,

On part of the Senate.

JNO. G. RICHARDS, JR.,

THOS. H. RAINSFORD,

On part of House of Representatives.

MEMORIAL SERVICES.

Mr. HUDSON moved that the Memorial Services fixed for this day be postponed until Thursday, February 9th, at 1 o'clock P. M., and made a Special Order for that time.

Mr. BROWN moved that the Memorial Services fixed for to-day be also postponed until Thursday, February 9th, at 1.30 o'clock, and made the Special Order for that time.

Mr. CHRISTENSEN offered the following

RESOLUTION.

Resolved, That the Honorable the Speaker and Members of the House of Representatives be invited to attend in the Senate Chamber at 1.30 P. M. this day for the purpose of ratifying Acts.

The Resolution was agreed to, and the invitation sent to the House accordingly.

Mr. MAULDIN offered the following

RESOLUTION.

Resolved, That the Sergeat-at-Arms be authorized to purchase and place sand upon the walks approaching the Capitol upon the east side thereof, the same to be paid for out of the Contingent Fund of the Senate.

Which was agreed to.

PAPERS FROM THE HOUSE.

The House sent the Senate the following:

H. 364 (100).—Mr. K. D. Edwards: A Bill prohibiting shooting matches for prizes of value.

Read the first time and referred to the Committee on Judiciary.

H. 365 (80).—Mr. Richards: A Bill to require School trustees to make annual reports to the patrons of public schools.

Read the first time and referred to the Committee on Education.

H. 366 (235).—Judiciary Committee: A Bill to define and prescribe the manner of showing compliance with the requirements of the Constitution to the Governor prior to his ordering an election as to the creation of a new County.

Read the first time and referred to the Committee on Judiciary.

H. 367 (102).—Mr. Kershaw: A Bill to amend Section 298, Vol. 2, Code of Laws, 1902, Criminal Code, so as to prevent cock-fighting in this State.

Read the first time and referred to the Committee on Judiciary.

H. 368 (132).—Mr. Gyles: A Bill to regulate the fees of physicians in this State, testifying as experts in any of the Courts.

Read the first time and referred to the Committee on Medical Affairs.

S. 76 (265).—Mr. Cole L. Blease: A Bill to ratify and confirm the charter of Parr Shoals Power Company, granted by the Secretary of State on the eighth day of December, 1904, and to confer additional powers on said company.

Returned with amendments.

On motion of Mr. COLE L. BLEASE, the Senate concurred in the House amendments.

Ordered that the title be changed to that of an Act and it be enrolled for ratification.

MESSAGE No. 16.

In the House of Representatives,
Columbia, S. C., February 7, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it accepts your invitation to attend in the Senate Chamber this day at 1.30 o'clock P. M., for the purpose of ratifying Acts.

Very respectfully,

B. A. MORGAN,
Speaker *pro tem.* of the House.

Received as information.

MESSAGE No. 17.

In the House of Representatives,
Columbia, S. C., February 7, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has tabled and withdrawn the following:

H. 275 (S. 57).—Mr. Hay: A Bill to amend an Act to authorize the establishment of Municipal Courts in cities having a population of not less than four thousand and not more than twenty thousand inhabitants, approved February 19, 1904.

And

H. 423 (S. 5.—Mr. Brown): A Bill to amend an Act entitled "An Act to amend Section 1731, Vol. 1, Code of Laws of South Carolina, 1902, so as to reduce tobacco warehouse charges," approved the 1st day of March, 1904, so as to restore the charges changed by said Act.

Also,

H. 481 (S. 165.—Mr. von Kolnitz): A Bill to amend Section 163 of the Criminal Code of South Carolina, so as to make it a crime to break into any vessel.

Very respectfully,

B. A. MORGAN,
Speaker *pro tem.* of the House.

Received as information.

MESSAGE No. 18.

In the House of Representatives,
Columbia, S. C., February 3, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it refuses to concur to the amendment as to traction engines, to

H. 124 (21).—Mr. Morgan: A Bill to regulate the running of motor vehicles upon the public highways of this State, and fixing a penalty for the violation thereof.

Very respectfully,

M. L. SMITH,
Speaker of the House.

On motion of Mr. McLEOD, the Senate insisted on its amendment.

Whereupon the PRESIDENT appointed Messrs. McLeod and Warren, of the Committee of Conference on the part of the Senate, and a message was sent to the House accordingly.

The Senate proceeded to the consideration of the Calendar.

GENERAL ORDERS.

THIRD READING BILLS.

The following Bills and Joint Resolutions having received three readings in both Houses, it was ordered that the titles be changed to Acts and enrolled for ratification:

H. 195 (384).—Mr. Whaley: A Bill to amend Section 163 of the Criminal Code of South Carolina, so as to make it a crime to break into any vessel.

H. 199 (232).—Mr. Sinkler: A Bill to amend Section 146, Code of Civil Procedure, by adding at the end of said Section a proviso thereto.

H. 202 (180).—Mr. Richards: A Joint Resolution to refund certain overpaid taxes to W. L. DePass.

H. 204 (253).—Mr. Lawson: A Joint Resolution to refund to G. D. Norris, of Darlington County, \$15.26, excess of taxes paid by him.

H. 248 (408).—Mr. Lawson: A Bill to create the Township of Clye, in Darlington County, and to change the boundary line of Hartsville Township, in said County.

H. 251 (197).—Mr. Baker: A Bill to amend Section 1796 of the Code of Laws of 1902, Vol. 1, by adding a proviso at the end of said Section, relating to "Live Stock Insurance."

H. 254 (155).—Mr. Haskell: A Bill to make it a misdemeanor to place any explosive substance whatever upon the rail of any railroad in this State by any unauthorized person.

H. 206 (32).—Mr. Morgan: A Bill to ratify the amendment to Section 7, Article VIII., of the Constitution of 1895, relating to municipal bonded indebtedness.

The question being taken "shall the Bill pass and be ordered enrolled for ratification?" on which the yeas and nays were taken, resulting as follows:

Yeas—Messrs. Black, Blake, C. L. Blease, E. S. Blease, Brice, Brown, Butler, Carpenter, Christensen, Earle, Efird, Hardin, Hay, Hood, Holliday, Hough, Hudson, Hydrick, W. E. Johnson, W. J. Johnson, Marshall, Mauldin, McGowan, McIver, Raysor, Stackhouse, Talbert, von Kolnitz, Walker, Warren, Wells and Williams—32.

So the Bill was passed and ordered enrolled for ratification.

H. 207 (194).—Mr. Nash: A Bill to ratify the amendment to the Constitution of 1895, whereby Subdivision II. and Subdivision IX., of Section 34, Article III., thereof, is repealed.

The question being taken, "Shall the Bill pass and be ordered enrolled for ratification?" on which the yeas and nays were taken, resulting as follows:

Yeas—Messrs. Bivens, Black, Blake, C. L. Blease, E. S. Blease, Brice, Brown, Butler, Carpenter, Christensen, Dennis, Earle, Efird, Hardin, Hay, Hood, Holliday, Hough, Hudson, Hydrick, W. E. Johnson, W. J. Johnson, Marshall, Mauldin, McGowan, McIver, McLeod, Raysor, Stackhouse, Talbert, von Kolnitz, Walker, Warren, Wells and Williams—35.

H. 208 (193).—Mr. Nash: A Bill to ratify the amendment of the Constitution of 1895, whereby a new Article thereof is added relating to roads, highways and drainage.

The question being taken, "Shall the bill pass and be ordered enrolled for ratification?" on which the yeas and nays were taken, resulting as follows:

Yeas—Messrs. Black, Blake, C. L. Blease, E. S. Blease, Brice, Brown, Butler, Carpenter, Christensen, Dennis, Earle, Hardin, Hay, Hood, Hough, Hudson, Hydrick, W. E. Johnson, W. J. Johnson, Marshall, Mauldin, McGowan, McIver, McLeod, Raysor, Stack-

house, Talbert, von Kolnitz, Walker, Warren, Wells and Williams—32.

So the Bill was passed and ordered enrolled for ratification.

The following Bills and Joint Resolutions were severally read the third time, passed and ordered sent to the House of Representatives:

S. 104.—Mr. Wells: A Joint Resolution to authorize and require the Comptroller General to draw his warrant on the State Treasurer for seven dollars and eighty-seven cents in favor of William M. Copeland.

S. 156.—Mr. Hardin (by request): A Bill to repeal Article I., Chapter XXXIV., Title XI., being Sections 1529-1549, both inclusive, as now contained in Vol. 1 of the Code of Laws of South Carolina, 1902, relating to fertilizers and fertilizing materials, and to enact certain Sections in lieu thereof.

S. 185.—Mr. Marshall: A Joint Resolution to authorize the Governor to enter into a contract with the representatives of soldiers to collect whatever pay is due soldiers for services rendered in the Spanish-American War.

S. 260.—Mr. McLeod (by request): A Bill to punish the wilful and malicious taking or removing, or taking or removing with intent to steal, or with intent to injure, of the brasses, bearings, waste or packing from out any journal box or boxes of any locomotive engine, tender, carriage, coach, car, caboose or truck, used or operated upon any railway, whether operated by steam or electricity.

S. 262.—Mr. Earle: A Bill to repeal Section 1783, Code of Laws of South Carolina, 1902, Vol. 1, relating to foreign corporations, and re-enact said Section 1783 as a part of Section 1794, Code of Laws of South Carolina, 1900, Vol. 1.

On motion of Mr. EARLE, the Bill was ordered engrossed before being sent to the House of Representatives.

H. 201 (204).—Mr. DeVore: A Bill to amend Section 1239 of Vol. 1, Code of Laws of South Carolina, by striking out "Edgefield" everywhere it occurs in said Section.

H. 219 (5).—Mr. Nash: A Bill to further provide for the creation and continuance, and to define the duties and powers of the Historical Commission of this State, now existing under the terms of an Act entitled "An Act to provide for the appointment of a Historical Commission of the State of South Carolina, for the purpose of collecting and preserving all matters relating to the history of the State," approved December 27, 1904.

On motion of Mr. COLE L. BLEASE, the Bill was amended as follows:

Amend printed Bill 219 (H.), on line 9, page 4, by striking out 1,200 and inserting 1,000.

S. 263.—Mr. Dennis: A Bill to authorize the County Treasurer of Berkeley County to pay school claim of A. H. DeHay.

S. 266.—Mr. Raysor: A Bill to amend an Act entitled "An Act to provide for the corporation of towns of less than one thousand inhabitants," approved the 2d March, 1896, by adding a new Section 23, to provide for repeating elections in certain cases.

S. 267.—Mr. von Kolnitz: A Bill to amend Section 1847, Civil Code of South Carolina, relating to the issuance of certificates of stock.

S. 353.—Finance Committee of Senate: A Bill to enable the Commissioners of the Sinking Fund to lend to the County Board of Commissioners of Horry County funds for the purchase by Horry County of certain township bonds issued by certain townships in said County in aid of the construction of a railroad, and relating to the purchase of said township bonds by said County.

The following Bills and Joint Resolutions were severally read the third time, passed and ordered sent to the House of Representatives, with amendments:

H. 194 (392).—Mr. D. L. Green: A Bill to repeal Section 1507, Article II., Chapter XXXIII., Vol. 1, Code of Laws of South Carolina, 1902, relating to the General Stock Law.

On motion of Mr. CHRISTENSEN, the Bill was amended as follows:

By adding after Section 1, line two:

Section 2. That Section 1497, Article I., Chapter XXXIII., Volume 1, Code of Laws of South Carolina, 1902, be amended by adding in line thirteen after the word excepting the words "Beaufort, Hilton Head," and by striking out on line fifteen the words "Beaufort and."

RECALLED AND AMENDED.

On motion of Mr. CHRISTENSEN.

S. 258.—Mr. Hay: A Bill to fix the salary of the Probate Judge of Kershaw County,

Was recalled from the House and the vote reconsidered, whereby the Bill passed its third reading.

The Bill was amended as follows:

On motion of Mr. McIVER.

Amend Bill by striking out Section 1, and insert the following:

"Section 1. That from and after the approval of this Act, the Judge of Probate for the County of Kershaw shall receive as compensation for his services a salary of two hundred dollars; the Judge of Probate for the County of Chesterfield a salary of one hundred dollars; the Judge of Probate for the County of Dorchester a salary of one hundred dollars; said salaries to be paid quarterly by the respective Counties, and in addition to such salaries all fees now allowed by law to be charged by Judges of Probate in this State."

Amend by inserting in the title, after the word "Kershaw," the words "Chesterfield and Dorchester," and by changing the word "County" to "Counties."

Ordered sent to the House of Representatives.

SPECIAL ORDER.

H. 346 (385).—Judiciary Committee: A Bill to divide the State into ten Judicial Circuits, and arrange the same.

Majority and minority report.

Second reading.

The Bill was read.

Mr. BROWN moved that debate on the Bill be postponed.

After debate by Messrs. HUDSON, BROWN, WARREN, von KOLNITZ and MANNING,

Mr. MANNING moved to lay the motion on the table.

The question was taken on agreeing to the motion of the Senator from Sumter, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bivens, Black, Blake, Brice, Butler, Christensen, Dennis, Efrid, Hardin, Hay, Hood, Hough, Hudson, Hydrick, W. E. Johnson, Manning, Marshall, Mauldin, McGowan, McIver, McLeod, Raysor, von Kolnitz, Walker, Warren, Wells and Williams—27.

Nays—Messrs. C. L. Blease, E. S. Blease, Brown, Earle, Holliday, W. J. Johnson, Stackhouse and Talbert—8.

So the motion was agreed to and the motion of the Senator from Darlington laid on the table.

RATIFICATION OF ACTS.

At 1.30 o'clock P. M., the Sergeant-at-Arms announced the Honorable the Speaker and Members of the House of Representatives, and the following Acts were duly ratified:

H. 4.—Judiciary Committee Substitute: An Act to amend Section 1843 of the Code of Laws of South Carolina, 1902, Vol. 1, fixing the liability of stockholders in corporations other than banks and banking institutions.

H. 374.—Mr. Gaston (S. 253): An Act to provide for the temporary borrowing by the County Treasurer of Chester County of certain funds, and to direct the application of the same.

H. 17.—Mr. Ardrey (S. 118): An Act to prohibit trespass.

H. 46.—Mr. McColl, Jr. (S. 96): An Act to authorize the Trustees of Clio School District, being School District No. 9, of Marlboro County, to issue bonds for the purpose of purchasing and exchanging school site, erecting school buildings thereon and equipping the same.

H. 24.—Mr. Colcock (S. 107): An Act to finally dispose of all money in the State Treasury known as "Direct Tax Funds."

H. 39.—Mr. Sinkler (S. 111): An Act granting to the United States the title of this State to, and the jurisdiction of the State over certain lands on Sullivan's Island, in Charleston County, for military purposes.

H. 67.—Mr. Prince (S. 109): An Act to amend Section 1276, Article III., Chapter XXV., of the Code of Laws, relating to the powers of the Board of Visitors of the South Carolina Military Academy.

H. 18.—Mr. Frost (S. 123): An Act for the protection of the aids to navigation established by the authority of the United States Light House Board within the State of South Carolina.

LEAVE OF ABSENCE.

Mr. MAULDIN asked for and obtained leave of absence for the Senator from Greenwood County for two days.

RECESS

At 1.45, on motion of Mr. HOOD, the Senate took a recess until 8 o'clock to-night.

NIGHT SESSION.

The Senate reassembled at 8 P. M., and was called to order by the PRESIDENT.

INTRODUCTION OF BILLS.

The following Bills were introduced under suspension of Rule XXXVI.:

S. 396.—Mr. Butler: A Bill to incorporate the Cherokee, Union and Spartanburg Railroad.

Read the first time and referred to the Committee on Incorporations.

S. 397.—Mr. Douglass: A Bill to amend Sections 4 and 6 of "An Act to authorize the Trustees of Jonesville School District, of Union County, to issue bonds for the purpose of erecting school buildings and equipping same and purchasing lot or lots," approved the 12th day of March, A. D. 1904, by creating a Sinking Fund Commission for the purpose of lending and investing surplus funds.

Read the first time and ordered placed on the Calendar without reference.

S. 398.—Mr. Butler: A Bill to provide for the times of holding Courts in the several Judicial Circuits, and to arrange the same.

Read the first time and referred to the Committee on Judiciary.

S. 400.—Mr. McGowan: A Bill to incorporate Reedy River Power Company.

Read the first time and ordered placed on the Calendar without reference.

REPORTS OF COMMITTEES.

Mr. McLEOD, from the Committee on Finance, submitted a favorable report on

H. 210 (40).—Mr. Whaley: A Bill to vest the right, title and interest of the State in and to certain personal property.

Ordered for consideration to-morrow.

Mr. BUTLER, from the Committee on Incorporations, submitted an unfavorable report on

H. 217 (69).—Mr. McMaster: A Bill to require corporations to audit claims of their employees within this State.

Ordered for consideration to-morrow.

Mr. EFIRD, from the Committee on Dispensary, submitted an unfavorable report on

S. 279.—Mr. Brice: A Bill to amend an Act entitled "An Act to amend Section 7 of an Act entitled 'An Act to provide for the election of the State Board of Control and to further regulate the sale, use, consumption, transportation and disposition of intoxicating and alcoholic liquors or liquids in this State, and prescribe further

penalties for violation of the Dispensary Law, and to police the same,' approved March 6, 1896," approved February 25th, A. D. 1904, by striking out and repealing the proviso of Section 7 of the original Act as therein appearing as to special tax levy and certain forfeitures.

Ordered for consideration to-morrow.

Mr. RAYSOR, from the Committee on Railroads and Internal Improvements, submitted an unfavorable report on

S. 343.—Mr. Wells: A Bill to amend an Act entitled "An Act to regulate the manner in which common carriers doing business in this State shall adjust freight charges and claims for loss or damage to freight," approved 23d day of February, A. D. 1903.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a special report on

S. 345.—Mr. Wells: A Joint Resolution to authorize the County Treasurer of Williamsburg County to transfer to the County Treasurer of Florence County certain funds belonging to that District in Williamsburg County incorporated in Florence County, and as to the disposition of the same.

Recommending that the same be laid upon the table.

Upon immediate consideration, the report was adopted.

Mr. BUTLER, from the Committee on Incorporations, submitted a favorable report on

S. 354.—Mr. Peurifoy: A Bill to amend Section 1396, Code of Laws of South Carolina, Volume 1, 1902, relating to laying out streets in incorporated towns.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a Special report on

S. 355.—Mr. Butler: A Bill to require the Secretary of State to collect at least five dollars for a charter.

Ordered for consideration to-morrow.

Mr. CARPENTER, from the Committee on Engrossed Bills, reported:

"A Bill to amend Section 1783, Code of Laws of South Carolina, 1902, Vol. 1, relating to foreign corporations,"

Correctly engrossed and ready to be sent to the House.

The report was adopted.

PAPERS FROM THE HOUSE OF REPRESENTATIVES.

The House sent the Senate the following:

H. 373 (401).—Mr. Lyon: A Joint Resolution to authorize and require the County Superintendent of Education of Abbeville County to approve, and the Treasurer to pay, school claims of Miss Lula McNair.

Read the first time and referred to the Committee on Finance.

H. 374 (372).—Mr. Davis: A Bill to authorize the County Board of Commissioners of Berkeley County to draw their warrant in favor of L. A. Coward for \$75.00 for building Garner's Bridge, and to require the County Treasurer to pay the same.

Read the first time and referred to the Committee on Finance.

H. 375 (416).—Mr. T. J. Mauldin: A Bill to authorize and empower the Trustees of Liberty School District, being District No. 11, of Pickens County, to order an election and issue coupon bonds of said School District for school purposes.

Read the first time and referred to the Committee on Finance.

H. 376 (508).—Mr. Lester: A Bill to repeal an Act entitled "An Act to provide for the establishment of new School Districts in Edgefield County, now Saluda County, and to authorize the levy and collection of a special school tax therein," approved December 24, A. D. 1888, and to place the said School District under the General School Law.

Read the first time and ordered placed on the Calendar without reference.

H. 377 (537).—Mr. Fraser: A Bill to amend Section 993, of Vol. I., of the Code of Laws of South Carolina, 1902, relating to Magistrates' books.

Read the first time and referred to the Committee on Judiciary.

H. 378 (538).—Mr. Gause: A Joint Resolution to authorize the County Treasurer of Williamsburg County to transfer to the County Treasurer of Florence County certain funds belonging to that District in Williamsburg County, incorporated in Florence County, and as to the distribution of the same.

Read the first time and ordered placed on the Calendar without reference.

H. 379 (484).—Mr. Cothran: A Bill to incorporate Saluda River Power Company and to authorize said company to erect a dam or dams across Saluda River in Pickens and Greenville Counties, for

development of the power of said river and converting same into electrical power.

Read the first time and referred to the Committee on Incorporations.

H. 380 (463).—Mr. Pyatt: A Joint Resolution to require the Comptroller General and County Supervisor of Georgetown County to draw their warrants in favor of H. Kamminer Kinard, said County and State Treasurer to pay the same, for \$26.49 and \$50.00, respectively, to refund overpaid taxes.

Read the first time and referred to the Committee on Finance.

H. 381 (486).—Mr. Prince: A Bill to amend the charter of incorporation of Williamston Female College, of Greenwood, South Carolina, so as to change the name thereof to Lander College, and so as to authorize said college to confer degrees.

Read the first time and ordered placed on the Calendar without reference.

H. 382 (495).—Darlington Delegation: A Bill to authorize the Trustees of High Hill School District, being School District No. 12, of Darlington County, to issue bonds for the purpose of purchasing or paying for school sites and equipping same.

Read the first time and referred to the Committee on Finance.

H. 383 (500).—Mr. Reaves: A Bill to authorize the Trustees of Mullins School District, being District No. 34, of Marion County, to issue bonds for the purpose of purchasing or paying for school buildings and sites and equipping same.

Read the first time and referred to the Committee on Finance.

H. 384 (496).—Mr. Davis: A Bill to authorize the Commissioners of the Sinking Fund to lend funds to the County Board of Commissioners of Berkeley County, to pay for a new jail building, and to constitute the County Board of Commissioners with the Sheriff of the County a Building Committee for said jail building.

Read the first time and referred to the Committee on Finance.

H. 385 (535).—Mr. Verner: A Joint Resolution to authorize and require the payment of the claim of W. J. Schroder, County Treasurer of Oconee County, of \$24.66.

Read the first time and ordered placed on the Calendar without reference.

H. 386 (164).—Mr. Pittman: A Bill to amend an Act entitled "An Act to incorporate the town of Bishopville, in Sumter County," ap-

proved December 24, 1888, Statutes at Large, 229, as to the publication of receipts and disbursements by the municipal authorities.

Read the first time and referred to the Committee on Incorporations.

H. 387 (516).—Mr. Brantley: A Bill to amend Section 3118 of Code of Laws of South Carolina, 1902, Vol. 1, by removing Orangeburg County from the exceptions of said Section 3120 of said Code of Laws, relating to fees of Sheriff of Orangeburg County.

Read the first time and ordered placed on the Calendar without reference.

H. 388 (549).—Judiciary Committee: A Bill to amend Section 397 of the Code of Laws of South Carolina, Vol. 1, by including Spartanburg in the provisions thereof.

Read the first time and referred to the Committee on Judiciary.

H. 389 (471).—Mr. Nicholson: A Bill to authorize the Clerk of Court of Edgefield County to dispose of and pay out certain pension funds now in his possession to Nellie Creed, T. J. McManus, Amanda Jones, Mrs. N. F. Brown and W. L. Quattlebaum.

Read the first time and referred to the Committee on Finance.

H. 390 (397).—Mr. Herbert: A Joint Resolution to authorize the Governor to enter into a contract with the representatives of soldiers to collect whatever pay is due soldiers for services rendered in the Spanish-American War.

Read the first time and referred to the Committee on the Military.

H 391 (534).—Mr. Brantley: A Bill to amend an Act entitled "An Act to amend Section 791 of the Civil Code of South Carolina, Vol. 1, in so far as the same relates to Colleton County," approved 2d day of March, A. D. 1903, in so far as same relates to Orangeburg County.

Read the first time and ordered placed on the Calendar without reference.

H. 392 (513).—Mr. Cloy: A Joint Resolution to authorize and require the payment of sixteen dollars and thirty cents to Mrs. Elizabeth Samuel, of Aiken County.

Read the first time and referred to the Committee on Finance.

H. 393 (438).—Mr. Toole: A Bill to empower the Adjutant and Inspector General to add names to the Confederate rolls, upon proper proof.

Read the first time and referred to the Committee on the Military.

H. 394 (501).—Mr. Harley: A Bill to punish the wilful and malicious taking or removing, or taking or removing with intent to steal,

or with intent to injure, of the brasses, bearings, waste, or packing from out any journal box or boxes of any locomotive engine, tender, carriage, coach, car, caboose, or truck used or operated upon any railroad, whether the same be operated by steam or electricity.

Read the first time and ordered placed on the Calendar without reference.

H. 395 (532).—Mr. Foster: A Bill to empower School District No. 40, of Lancaster County, consisting of parts of said County and Kershaw County, to issue \$12,000 coupon bonds for school purposes.

Read the first time and ordered placed on the Calendar without reference or printing.

H. 399 (458).—Mr. Spivey: A Bill to authorize and empower the County Board of Commissioners of Horry County to sell the County Poor Farm and to purchase another.

Read the first time and referred to the Committee on Finance.

Also,

S. 28 (161).—Mr. Raysor: A Bill to authorize and empower the voters of School District No. 65, in the County of Orangeburg, to order an election and to issue coupon bonds of said School District for school purposes.

Returned with amendments.

On motion of Mr. RAYSOR the Senate concurred in the House amendments.

Ordered that the title be changed to that of an Act and it be enrolled for ratification.

And a message was sent to the House accordingly.

S. 361 (565).—Mr. Mauldin: A Concurrent Resolution inviting Gen. Fitzhugh Lee to address the General Assembly.

Returned with concurrence.

Received as information.

S. 370 (567).—Mr. McGowan: A Concurrent Resolution to permit the introduction of a Bill entitled "A Bill to incorporate Reedy River Power Company, in Laurens County."

Returned with concurrence.

Received as information.

S. 371 (576).—Mr. Butler: A Concurrent Resolution to permit the introduction of a Bill entitled "A Bill to incorporate the Cherokee, Union and Spartanburg Railroad."

Returned with concurrence.

Received as information.

SECOND READING BILLS.

Mr. MANNING called up

S. 259.—Mr. Manning (by request): A Bill to repeal Sections 360, 362, both inclusive, of the Criminal Code of South Carolina, and to enact certain Sections in lieu thereof.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

The Senate resumed consideration of

SPECIAL ORDERS.

H. 346 (385).—Judiciary Committee: A Bill to divide the State into ten Judicial Circuits, and arrange the same.

Majority and minority reports.

Second reading.

Mr. BROWN moved to continue the Bill to next session.

After debate by Messrs. BROWN, von KOLNITZ, McGOWAN, HUDSON, HAY and WALKER,

The question was taken on agreeing to the motion of the Senator from Darlington, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bates, C. L. Blease, Earle, Hough, W. J. Johnson, McIver, Stackhouse, Talbert and Warren—9.

Nays—Messrs. Bivens, Blake, E. S. Blease, Butler, Carpenter, Christensen, Dennis, Douglass, Hardin, Hay, Hood, Holliday, Hudson, W. E. Johnson, Manning, Mauldin, McGowan, McLeod, Peurifoy, von Kolnitz, Walker, Wells and Williams—23.

So the motion was lost.

PAIRS ANNOUNCED.

I am paired with the Senator from Spartanburg. If present he would vote Nay, I would vote Aye. G. W. BROWN.

I am paired with the Senator from Richland. If present he would vote Nay, I would vote Aye. D. F. EFIRD.

I am paired with the Senator from York. If present he would vote Nay, I would vote Yea. J. B. BLACK.

Mr. W. J. JOHNSON moved to strike out the enacting words of the Bill.

After debate by Messrs. W. J. JOHNSON, HUDSON and McGOWAN,

The question was taken on agreeing to the motion of the Senator from Fairfield, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bates, C. L. Blease, Earle, Holliday, Hough, W. J. Johnson, Talbert and Warren—8.

Nays—Messrs. Bivens, E. S. Blease, Butler, Carpenter, Christensen, Dennis, Douglass, Hardin, Hay, Hood, Hudson, W. E. Johnson, Manning, Mauldin, McGowan, McLeod, Peurifoy, Raysor, von Kolnitz, Walker, Wells and Williams—22.

So the motion was lost.

PAIRS ANNOUNCED.

I am paired with the Senator from York. If present he would vote "Nay," I would vote "Yea." J. B. BLACK.

I am paired with the Senator from Richland. If present he would vote "Nay," I would vote "Yea." D. F. EFIRD.

I am paired with the Senator from Abbeville. If present he would vote "Nay," I would vote "Yea."

JAMES STACKHOUSE.

I am paired with the Senator from Greenwood. If present he would vote "Nay," I would vote "Yea."

EDWARD McIVER.

I am paired with the Senator from Spartanburg. If present he would vote "Nay," I would vote "Aye." G. W. BROWN.

Further consideration of the Bill was postponed, and the following proposed amendments ordered printed in the Journal:

By Mr. E. S. BLEASE:

Amend Senate Bill No. 346:

1st. By striking out the words "and Edgefield," on line eight (8), and inserting the word "and" between the words "Bamberg" and "Barnwell."

2d. By striking out the word "Saluda," on line 14, and inserting in lieu thereof the word "Edgefield."

3d. By adding after the word "Union," on line 18, the words "and Laurens," and striking out the word "and" between the words "Spartanburg" and "Union."

4th. By striking out the word "Laurens," on line 20 and inserting in lieu thereof the word "Saluda."

EXPLANATION.

This proposed amendment changes four Circuits, to wit: Third, Sixth, Eighth and Ninth.

These Circuits will be composed as follows:

The Third of Hampton, Aiken, Bamberg and Barnwell Counties.

The Sixth of Kershaw, Lexington, Richland and Edgefield.

The Eighth of Cherokee, Spartanburg, Union and Laurens.

The Ninth of Abbeville, Greenwood, Saluda and Newberry.

The arrangement of the Judges and Solicitors as provided in the Bill are not effected. .

By Mr. RAYSOR:

Amend by striking out Sec. 2 of the Bill and inserting in lieu thereof the following, to be known as Sec. 2:

Sec. 2. That this Act shall go into effect on the first day of May, 1905.

By Mr. MANNING:

Amend Bill 346 by adding another Section to the Bill, to be known as Sec. 4. This Act shall not go into effect until after May 1st, 1905.

By Mr. HOOD:

Amend Bill 346:

Strike out word First, on line 3, and insert in lieu the word Ninth.

Strike out word Second, on line 5, and insert in lieu the word First.

Strike out word Third, on line 7, and insert in lieu the word Second.

Strike out word Fourth, on line 9, and insert in lieu the word Third.

Strike out word Fifth, on line 11, and insert in lieu the word Fourth.

Strike out word Sixth, on line 13, and insert in lieu the word Fifth.

Strike out word Seventh, on line 15, and insert in lieu the word Sixth.

Strike out word Eighth, on line 17, and insert in lieu the word Seventh.

Strike out word Ninth, on line 19, and insert in lieu the word Eighth.

Amend further, by adding new Section, to be known as Section 2, to wit:

Section 2. The present Judges of the several Circuits now existing shall be, and they are hereby made, the Judges, respectively, of the Circuits hereby created, from One to Eight, inclusively, each to the Circuit herein corresponding in number to the Circuit of which he has heretofore been the Judge; and a Judge shall be elected for the Ninth and Tenth Circuits, respectively.

Amend further, by adding a new Section, to be known as Section 3, to wit:

Section 3. The present Solicitors of the First, Second, Third, Fourth, Fifth, Sixth and Seventh Circuits shall be, and they are hereby made, the Solicitors, respectively, of the First, Second, Third, Fourth, Fifth, Sixth and Seventh Circuits hereby created; and the Solicitor of the present Eighth Circuit shall be, and he is hereby made, the Solicitor of the Tenth Circuit, hereby created; and the Governor is hereby directed to order elections, with all convenient speed, for Solicitors for the Eighth and Ninth Circuits, hereby created, who shall hold office until the next general election is held for Solicitors in this State. They shall hold office for the same term that other Solicitors are elected, and shall receive the same salary that is paid to other Solicitors; and pending elections hereunder, the Governor may appoint Solicitors to serve said Circuits, who shall receive the same compensation, ratably, that is paid to other Solicitors.

Amend further by adding a new Section, to be known as Section 4, to wit:

Section 4. The Judges of the Ninth and Tenth Circuits shall appoint a stenographer, respectively, for each of their Circuits, who shall receive as compensation the sum of twelve hundred dollars, each, per annum.

On motion of Mr. TALBERT:

S. 103.—Mr. Butler: A Bill to establish Calhoun County

Was made the Special Order for to-morrow at 12.30 P. M.

ADJOURNMENT.

Mr. COLE L. BLEASE moved, that when the Senate adjourn it adjourn to meet to-morrow at 11 A. M.

The motion was agreed to.

On motion of Mr. COLE L. BLEASE, the Senate at 10.50 adjourned.

WEDNESDAY, FEBRUARY 8, 1905.

The Senate assembled at 11 A. M., the hour to which it stood adjourned, and was called to order by the PRESIDENT.

The roll was called, and, a quorum answering to their names, the PRESIDENT announced the Senate ready to proceed to business.

The proceedings were opened with prayer by the Rev. Walter I. Herbert, Chaplain.

The Clerk proceeded to read the Journal of yesterday, whereupon on motion of Mr. EFIRD, the further reading of the Journal was dispensed with.

The PRESIDENT called for Petitions, Memorials, Presentments of Grand Juries and such like papers.

INTRODUCTION OF BILLS.

The following Bills and Resolutions were introduced, under suspension of Rule XXXVI.:

S. 402.—Mr. HOOD: A Bill to authorize and empower Samuel M. Orr and H. H. Watkins and their associates, heirs and assigns, and the corporation to be organized by them, and their associates and assigns, and the successors and assigns of such corporation to construct and maintain a dam or dams across Savannah River at or in the vicinity of Gregg Shoals and Cherokee Shoals, either or both of them, for the purpose of developing water power and electrical power for commercial uses and other purposes.

Read the first time and ordered placed on the Calendar without reference.

S. 403.—Mr. BROWN: A Bill to authorize and require the rerunning and remaking a portion of the boundary line between this State and the State of North Carolina.

Read the first time and ordered placed on the Calendar without reference.

S. 404.—Mr. WELLS: A Bill to further regulate the carrying of freight.

Read the first time and referred to the Committee on Railroads and Internal Improvements.

S. 405.—Mr. C. M. DAVIS: A Bill to amend the law as to the election, powers and duties of the Trustees of Pine Grove School District, in Clarendon County.

Read the first time and ordered placed on the Calendar without reference.

Also, the following

CLAIM.

S. 406.—Claim of Messrs. Cave and Simmons for overpaid taxes, \$24.42.

Which was referred to the Committee on Claims and Grievances.
And the following

ACCOUNTS.

S. 407.—Account of Marlboro Democrat, \$8.00.

S. 408.—Account of St. Stephen's Echo, \$14.00.

S. 409.—Account of Pee Dee Advocate, \$17.44.

Which were referred to the Committee on Contingent Accounts.

Mr. EARLE offered the following

CONCURRENT RESOLUTION.

S. 401.—Mr. Earle: A Concurrent Resolution for leave to introduce a Bill to ratify and confirm the charter of the Oconee Water, Light and Power Company.

The question was taken on agreeing to the Resolution, on which the yeas and nays were taken, resulting as follows:

Yeas—Messrs. Bates, Bivens, Black, Blake, C. L. Blease, E. S. Blease, Butler, Carpenter, Christensen, Davis, Douglass, Earle, Efrid, Hay, Hood, Holliday, Hough, Hudson, W. E. Johnson, W. J. Johnson, Manning, Mauldin, McGowan, McLeod, Raysor, Stackhouse, Talbert, von Kolnitz, Walker, Warren, Wells and Williams—32.

So the Resolution was agreed to and ordered sent to the House for concurrence.

REPORTS OF COMMITTEES.

Mr. STACKHOUSE, from the Committee on Dispensary, submitted a report, with recommendation, on

S. 170.—Mr. Mauldin: A Bill to provide for a submission to the voters of all Counties wherein Dispensaries are established the question of "Dispensary," "High License" or "Prohibition," and to provide the details for carrying out the result of such election, and to abolish the State Dispensary.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

H. 200 (233).—Mr. Richards: A Joint Resolution providing for payment of seventy-eight dollars and thirty-nine cents to J. J. Good-

ale, of Kershaw County, for filling out term of W. R. McCreight, deceased.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report, with amendments, on

H. 216 (73).—Mr. Haskell: A Bill to establish a State Armory.

Ordered for consideration to-morrow.

Mr. BROWN, from the Committee on Education, submitted a favorable report on

H. 285 (79).—Mr. Richards: A Bill to encourage the erection of adequate public school buildings.

Ordered for consideration to-morrow.

Mr. BROWN, from the Committee on Education, submitted a report, without recommendation, on

S. 348.—Mr. Hydrick: A Bill to amend an Act entitled "An Act to encourage the establishment of libraries in the public schools of the rural districts," approved 18th February, 1904.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted an unfavorable report on

S. 344.—Mr. Brooks (by request): A Bill to provide for supplying pensioners with a copy of the Confederate roll.

Upon immediate consideration, the unfavorable report was adopted and the Bill rejected.

Mr. BROWN, from the Committee on Education, submitted an unfavorable report on

S. 358.—Mr. Mauldin: A Bill to provide for the celebration of South Carolina Day in the public schools.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 264.—Mr. Wells: A Bill to fix the amount of the compensation to be paid to the County officers of the various Counties of the State.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted an unfavorable report on

S. 347.—Mr. Efrid: A Bill to amend Section 888, of Civil Code of South Carolina, Volume 1, Code of Laws of South Carolina, relating to Magistrates holding inquests in the place and stead of Coroners.

Upon immediate consideration, the unfavorable report of the Committee was adopted and the Bill rejected.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

S. 349.—Mr. W. E. Johnson: A Bill to amend Section 1 of an Act entitled "An Act to further regulate the appointment and pay of State Constables, by striking out Section 661, in Vol. 1, Code of Laws, 1902, page 271, and insert a Section in lieu thereof," approved 19th day of February, A. D. 1903, so as to increase the pay of State Constables.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report, with amendments, on

S. 351.—Mr. Brice: A Bill to amend Subdivision 5, of Section 23, of Code of Laws, of South Carolina, 1902, Vol. 11 (Code of Civil Procedure), relating to the time of holding the Circuit Court for York County.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted an unfavorable report on

S. 352.—Mr. Butler: A Joint Resolution as to creation of Calhoun County.

Upon immediate consideration, the unfavorable report was adopted and the Bill rejected.

RECONSIDERED AND AMENDED.

Mr. MARSHALL moved to reconsider the vote whereby

S. 89.—Mr. Bivens: A Bill to amend the law relating to Magistrates and their Constables, their powers, duties, jurisdiction, salaries, etc.

Passed its third reading and was ordered sent to the House.

The motion was agreed to.

The Bill was amended as follows:

On motion of Mr. MARSHALL:

Amend Senate Bill 89, by inserting after "dollars," and before "one," on line 10, as to Richland County, the words: "One at Hopkins, to receive a salary of one hundred and twenty dollars."

Amend Bill No. 89, by striking out Senate amendment to Section 1, all the words as follows: "Clarendon County—The salary of the Magistrate at St. Paul's shall be increased from two hundred and fifty dollars to three hundred dollars annually."

The Bill was passed and ordered sent to the House of Representatives.

RECALLED.

Mr. BUTLER moved that

S. 396.—Mr. Butler: A Bill to incorporate the Cherokee, Union and Spartanburg Railroad,

Be recalled from the Committee on Incorporations.

The motion was agreed to.

The Bill was ordered placed on the Calendar without reference.

The Senate proceeded to the consideration of the Calendar.

GENERAL ORDERS.

THIRD READING BILLS.

S. 92.—Mr. McIver: A Bill to authorize and require the Counties of Chesterfield and Marlboro to purchase and own the Cheraw Bridge across the Great Pee Dee River.

Report favorable.

Mr. HUDSON moved to continue the Bill to the next session.

After debate by Messrs. HUDSON and McIVER,

The question was taken on agreeing to the motion of the Senator from Marlboro, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bates, Black, C. L. Blease, Brown, Carpenter, Douglass, Earle, Efird, Hardin, Hay, Hood, Hough, Hudson, Hydrick, Manning, Marshall, McGowan, McLeod, Raysor, Wells and Williams—21.

Nays—Messrs. Bivens, Blake, E. S. Blease, Christensen, Davis, Dennis, W. E. Johnson, W. J. Johnson, Mauldin, McIver, Stackhouse, Talbert, Walker and Warren—14.

So the motion was agreed to and the Bill continued.

S. 259.—Mr. Manning (by request): A Bill to repeal Sections 360, 362, both inclusive, of the Criminal Code of South Carolina, and to enact certain Sections in lieu thereof.

The Bill was amended as follows:

On motion of Mr. MANNING:

Bill 259, Sec. 1, line 22, by inserting after the word "fall," the word "five."

The Bill was then passed and ordered sent to the House of Representatives.

SECOND READING BILLS.

S. 72.—Mr. Cole L. Blease: A Bill to abolish the publication by Public Printer of a list of charters granted by Secretary of State, and

Resolutions other than Joint Resolutions having the effect of law in the Statutes at Large and annual Acts of the General Assembly.

Report unfavorable.

On motion of Mr. COLE L. BLEASE, the Bill was continued to the next session.

S. 84.—Mr. Earle: A Bill to limit the hours of employment of railroad employees operating trains.

Report unfavorable.

On motion of Mr. RAYSOR, the enacting words of the Bill were stricken out.

S. 116.—Mr. von Kolnitz: A Bill to preserve the game fish, shell fish and terrapin in and on the public lands and waters of the State, and to provide a revenue therefrom for the benefit of the citizens of the State.

Report favorable, with amendments.

The Bill was read and amended as follows:

On motion of Mr. von KOLNITZ:

Amend Section 2 by striking out lines 7 and 8, and inserting in lieu thereof "for a license to catch and ship sturgeon or shad fish, one hundred dollars."

On line 9, of same Section, strike out the words, "one hundred," and insert "fifty."

Strike out lines 11 and 12, same Section, and insert in lieu thereof, "For a license to can or ship outside of the State oysters and clams, four hundred dollars; and the further sum of three cents for each bushel of oysters and clams used; and each boat engaged in gathering or transporting oysters and clams, shall have posted in a conspicuous place, on the hull of said boat, a metallic license tag, numbered and stamped with the name of the County, which shall be furnished by the County Treasurer of each County to every person applying therefor, upon the payment of one dollar, for each five tons or fraction thereof of tonnage of said boat. No person or persons shall be authorized to take and gather or transport any oysters or clams in any boat in any County, other than the one designated on the license tag, and any person or persons found violating such provision of this Act, shall upon conviction thereof, be punished by a fine not exceeding two hundred dollars, or imprisonment not exceeding sixty days, either or both, in the discretion of the Court: *Provided*, That in any Counties where, under the provisions of existing laws, any license tax has already been paid for the year 1905, the provisions of this Act shall not apply until the first day of March, 1906.

Strike out lines 13, 14 and 15, and insert in lieu thereof:

"For a license to take or shoot and ship wild duck," fifty dollars.

In Section 8, strike out on lines 1 and 2, "and Magistrates in each County," and insert on line 4, after the parenthesis, the words:

"And to that end, the County Board of Commissioners of each County be, and they are hereby, authorized and empowered to put some competent person or persons as inspector or inspectors, who shall be charged with the enforcement of this Act in their respective Counties, and who shall receive such compensation as the County Board of Commissioners of each County may determine, not to exceed in the aggregate ten per cent. of the licenses and fines paid to the County, under this Act."

Insert an additional Section, to be known as Section 9:

The County Treasurer of each County is hereby authorized to issue license to any non-resident of the State, upon the payment of ten dollars, which license shall entitle the holder thereof to all the rights and privileges accorded herein, to any citizen of the State, in relation to the pursuit, capture, hunting, shooting of any game, birds, fish, terrapin or shell fish: *Provided*, Only, that said license shall not be construed to give the right to the holder thereof, to sell the same within or without the State.

In Section 9, of printed Bill, after the word "State," line one, insert "who does not hold a license as hereinbefore provided."

Change numbering of Sections 9, 10, 11, 12 and 13 to Sections 10, 11, 12, 13 and 14.

Ordered placed on the Calendar for a third reading.

H. 150 (57).—Mr. Sellers: A Bill for the protection of birds other than game birds and their nests and eggs, and to provide for the punishment of violations thereof.

Report favorable.

The Bill was read and amended as follows:

On motion of Mr. von KOLNITZ:

Page 2, Sec. 7, line 3, strike out all after word "Act," to end of said Section, and insert in place thereof:

"Nor shall anything in this Act contained prevent any householder from keeping any resident or migratory birds, whether game or non-game, in avaries or cages as pets or for experimental and breeding purposes, and from trapping or catching them for such purposes: *Provided*, That no one shall trap or catch the same save on his own lands: *And Provided, further*, That the same are not kept for barter.

sale or exchange and shall not be shipped or transported beyond the confines of this State."

Ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 187.—Mr. BIVENS: A Bill to amend Section 2310, Civil Code of South Carolina, relating to contracts of sale for future delivery.

Report unfavorable.

On motion of Mr. BIVENS, the Bill was continued to next session.

H. 203 (145).—Mr. Wimberly: A Bill to amend Section 1525 of the Civil Code, 1902, relating to fences in the Counties of Berkeley, Dorchester and Horry.

Report favorable.

The Bill was read and amended as follows:

On motion of Mr. BIVENS:

Amend Bill No. 203, by inserting on line 6, of printed Bill, after the word "wire" the following: "*Provided*, Said fence is sufficiently close to prevent the ingress or egress of swine."

Ordered placed on the Calendar for a third reading, with notice of general amendments.

H. 212 (167).—Mr. Foster: A Bill to empower Heath Springs School District No. 38, of Lancaster County, to increase school levy to five mills.

Report favorable.

The Bill was read, and on motion of Mr. HOUGH, was amended as follows:

Amend printed Bill by inserting between the words "County" and "be," on line two, the words "qualified as required by Section 1208, Vol. 1, Code of Laws, South Carolina, 1902, and amendments thereto."

Ordered placed on the Calendar for a third reading.

H. 217 (69).—Mr. McMaster: A Bill to require corporations to audit claims of their employees within this State.

Report favorable.

On motion of Mr. MARSHALL, the Bill was made the Special Order for Friday next, immediately after third reading Bills.

SPECIAL ORDERS.

H. 346 (385).—Judiciary Committee: A Bill to divide the State into ten Judicial Circuits, and arrange the same.

Majority and minority report.

Second reading.

Mr. E. S. BLEASE moved the adoption of the following amendments:

Amend Senate Bill No. 346:

1st. By striking out the words "and Edgefield," on line eight (8), and inserting the word "and" between the words "Barnberg" and "Barnwell."

2d. By striking out the word "Saluda," on line 14, and inserting in lieu thereof the word "Edgefield."

3d. By adding after the word "Union," on line 18, the words "and Laurens," and striking out the word "and" between the words "Spartanburg" and "Union."

4th. By striking out the word "Laurens," on line 20 and inserting in lieu thereof the word "Saluda."

After debate by Messrs. E. S. BLEASE, EFIRD, COLE L. BLEASE, BATES, BLACK, W. E. JOHNSON and TALBERT,

Mr. EFIRD moved to lay the amendment on the table.

The Senate refused to lay the amendment on the table.

The amendment was then adopted.

The Bill was further amended as follows:

On motion of Mr. RAYSOR:

Amend by striking out Sec. 2.

Amend further by making Section 3 Section 2.

The Bill was ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 103.—Mr. Butler: A Bill to establish Calhoun County.

Report unfavorable.

On motion of Mr. TALBERT, the unfavorable report of the Committee was adopted and the Bill rejected.

RECESS.

At 1.55 P. M., the Senate, on motion of Mr. WARREN, recessed from business until 8 o'clock this evening.

NIGHT SESSION.

The Senate reassembled at 8 P. M. and was called to order by the PRESIDENT.

INTRODUCTION OF BILLS.

The following Bills and Resolutions were introduced, under suspension of Rule XXXVI.:

S. 412.—Mr. HARDIN: A Bill to amend an Act entitled "An Act to authorize and empower the County Board of Commissioners of Chester County to issue seventy-five thousand dollars of interest-bearing coupon bonds of said County for the purpose of refunding the present bonded indebtedness of said County falling due 1st February, 1905, upon bonds issued in aid of the Cheraw and Chester Railroad Company under the authority of an Act of the General Assembly," approved March 14th, 1874, and to provide the manner in which the said bonds shall be executed, issued, registered, sold and retired, and to provide for an annual levy for the payment of the coupons at their maturity, and to provide a sinking fund, approved 18th February, A. D. 1904, leaving said bonds subject to taxation and providing for disposition of surplus.

Read the first time and ordered placed on the Calendar without reference.

S. 413.—Mr. STACKHOUSE: A Bill (with petition) for the further relief in territory in Marion County heretofore exempt from the Stock Law.

Read the first time and ordered placed on the Calendar without reference.

S. 414.—Mr. EARLE: A Bill to ratify and confirm the charter of the Oconee Water, Light and Power Company granted by the Secretary of State on the second day of December, 1904, and to confer additional powers on said company.

Read the first time and ordered placed on the Calendar without reference.

REPORTS OF COMMITTEES.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

H. 373 (401).—Mr. Lyon: A Joint Resolution to authorize and require the County Superintendent of Education of Abbeville County to approve, and the Treasurer to pay, school claims of Miss Lula McNain.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

H. 375 (416).—Mr. T. J. Mauldin: A Bill to authorize and empower the Trustees of Liberty School District, being District No. 11, of Pickens County, to order an election and issue coupon bonds of said School District for school purposes.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report, with amendments, on

H. 380 (463).—Mr. Pyatt: A Joint Resolution to require the Comptroller General and County Supervisor of Georgetown County to draw their warrants in favor of H. Kamminer Kinard, said County and State Treasurer to pay the same, for \$26.49 and \$50.00, respectively, to refund overpaid taxes.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report, with amendments, on

H. 382 (495).—Darlington Delegation: A Bill to authorize the Trustees of High Hill School District, being School District No. 12, of Darlington County, to issue bonds for the purpose of purchasing or paying for school sites and equipping same.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

H. 383 (500).—Mr. Reaves: A Bill to authorize the Trustees of Mullins School District, being District No. 34 of Marion County, to issue bonds for the purpose of purchasing or paying for school buildings and sites and equipping same.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

H. 384 (496).—Mr. Davis: A Bill to authorize the Commissioners of the Sinking Fund to lend funds to the County Board of Commissioners of Berkeley County, to pay for a new jail building, and to constitute the County Board of Commissioners with the Sheriff of the County a Building Committee for said jail building.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted an unfavorable report on

H. 389 (471).—Mr. Nicholson: A Bill to authorize the Clerk of Court of Edgefield County to dispose of and pay out certain pension funds now in his possession to Nellie Creed, T. J. McManus, Amanda Jones, Mrs. N. F. Brown, and N. L. Truett Barnes.

Upon immediate consideration, the unfavorable report was adopted and the Bill rejected.

Mr. MANNING, from the Committee on Finance, submitted an unfavorable report on

H. 392 (513).—Mr. Cloy: A Joint Resolution to authorize and re-

quire the payment of sixteen dollars and thirty cents to Mrs. Elizabeth Samuel, of Aiken County.

Upon immediate consideration, the unfavorable report was adopted and the Bill rejected.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

H. 399 (458).—Mr. Spivey: A Bill to authorize and empower the County Board of Commissioners of Horry County to sell the County Poor Farm and to purchase another.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted an unfavorable report on

H. 374 (372).—Mr. Davis: A Bill to authorize the County Board of Commissioners of Berkeley County to draw their warrant in favor of L. A. Coward for \$75.00 for building Garner's Bridge, and to require the County Treasurer to pay the same.

On immediate consideration, the unfavorable report of the Committee was adopted and the Bill rejected.

Mr. MANNING moved to reconsider the vote whereby the unfavorable report of the Committee was adopted and the Bill rejected.

Which motion was adopted.

Mr. MANNING moved to recommit the Bill.

Which motion was adopted and the Bill was recommitted to the Committee on Finance.

The Committee on Engrossed Bills, to whom was referred a Bill to amend the law relating to Magistrates and their Constables, their powers, duties, jurisdiction, salaries, etc., respectfully report that they have duly and carefully considered the same, and find it correctly engrossed and ready to be sent to the House.

Received as information.

The Committee on Enrolled Acts, to whom was referred

S. 114 (H. 280).—An Act to authorize and empower the voters of School District No. 36, of the County of Orangeburg to order an election and to issue coupon bonds of said District for school purposes.

S. 87 (H. 278).—An Act to amend Sections 1, 4, 5, 10 and 11 of an Act entitled "An Act to require the payment of annual license fees by corporations doing business in this State, and reports to the Comptroller General," approved 1st day of March, 1904, so as to correct errors.

S. 54 (H. 185).—An Act to amend an Act entitled "An Act to incorporate the Board of Trustees of the Presbyterian College of South Carolina," approved 20th day of February, A. D. 1903, and to repeal Section 8 thereof.

S. 73 (H. 264).—An Act to amend Section 714 of Code of Laws, 1902, Volume 1, relating to the State Treasurer, so as to require duplicate instead of triplicate receipts.

S. 22 (H. 160).—An Act to amend Sections 255, 256 and 257 of Volume 1, of the Code of Laws of 1902, relating to primary elections.

S. 76 (H. 265).—An Act to ratify and confirm the charter of the Parr Shoals Power Company, granted by the Secretary of State on the eighth day of December, 1904, and to confer additional powers on said company.

S. 52 (H. 216).—An Act to amend Section 816, Volume 1, Code of Laws, 1902, so as to have same apply to Lee County.

S. 148 (452).—An Act to amend an Act entitled "An Act to provide for the erection and equipment of a new Court House at Camden, and to authorize the issue of bonds for such purpose," approved February 19th, 1904.

S. 102 (H. 445).—An Act to authorize the Town Council of Union, in Union County, to elect a Town Auditor, to define his powers and duties and fix his compensation.

S. 122 (H. 447).—An Act to validate and confirm the sale and conveyance of two lots, Nos. 1 and 2, in the town of Darlington, known as the jail lots, by the County Board of Commissioners of Darlington County, to C. W. Hewitt.

S. 136 (H. 449).—An Act to amend Section 1 of an Act entitled "An Act to amend the various Statutes and the laws as to School Districts embracing the towns of Marion, Mullins, Latta and Dillon, in Marion County," approved the 23d day of February, A. D. 1903, by making its provisions apply to Fork School District No. 26.

S. 163 (H. 480).—An Act to fix the time for electing Trustees for Easley School District 13, in May.

S. 172 (H. 482).—An Act to provide for a reappraisement and re-assessment for taxation of certain abandoned rice lands.

S. 265 (H. 528).—An Act to authorize the town of Wagener to issue bonds for public improvements.

S. 28 (H. 161).—An Act to authorize and empower the voters of School District No. 65, in the County of Orangeburg, to order an election and to issue coupon bonds of said School District for school purposes.

S. 164 (H. 456).—An Act to enable and authorize School District No. 70, embracing the town of Elloree, in Orangeburg County, to issue bonds for the purpose of paying for the erection and maintenance of a public school building, and to provide for the payment of accruing interest and principal of said bonds.

S. 155 (H. 454).—An Act to devolve the duties of the Board of Public Works for the town of Gaffney upon the Town Council and Treasurer and Clerk, and fixing the amount of bond of said Treasurer and Clerk at \$5,000.

Respectfully report that the same are properly enrolled and ready for ratification.

Received as information.

REPORT OF CONFERENCE COMMITTEE.

The Committee on Conference, to whom was referred H. Bill 124 to regulate the speed of motor vehicles, respectfully report that they have duly and carefully considered the same, and recommend that the House concur in the Senate amendment.

E. F. WARREN,

THOS. G. McLEOD,

For Senate.

L. B. ETHEREDGE, M. D.,

For House.

J. W. ARDREY,

JOHN C. SELLERS,

On immediate consideration, the Senate agreed to the report of the Committee of Conference.

PAPERS FROM THE HOUSE OF REPRESENTATIVES.

The House sent the Senate the following:

H. 410 (29).—Mr. Toole: A Bill to amend an Act entitled "An Act to amend Section 7 of an Act entitled 'An Act to provide for the election of the State Board of Control, and to further regulate the sale, use, consumption, transportation, and disposition of intoxicating and alcoholic liquors or liquids in this State, and prescribe further penalties for violation of the Dispensary Laws, and to police the same,' approved March 6, 1896," approved February 25, 1894, by striking out and repealing the proviso to Section 7 of the original Act as therein appearing, as to special tax levy and certain forfeitures.

Read the first time and referred to the Committee on Dispensary.

H. 411 (413).—Mr. Brantley: A Bill to amend an Act entitled

"An Act to amend an Act entitled 'An Act to fix the compensation to be paid to the County Officers of the various Counties of the State,' approved 27th of February, A. D. 1902, as to salaries of Coroners in Fairfield, Chester, Hampton, Marlboro, Williamsburg and Lancaster Counties," approved the 22d day of February, A. D. 1904, by including the word Orangeburg in the title, and by changing the salary in Orangeburg County.

Also,

S. 370.—Mr. McGowan: A Concurrent Resolution to permit the introduction of a Bill entitled "A Bill to incorporate Reedy River Power Company, in Laurens County."

Returned with concurrence.

Received as information.

S. 371.—Mr. Butler: A Concurrent Resolution to permit the introduction of a Bill entitled "A Bill to incorporate the Cherokee, Union and Spartanburg Railroad."

Returned with concurrence.

Received as information.

S. 161 (523).—Lee County Delegation: A Bill to enable the Commissioners of the Sinking Fund to lend funds to the County Board of Commissioners of Lee County, to pay the past indebtedness of said County, and to authorize the said County Board of Commissioners to pledge the special tax levy herein provided to secure the same.

Returned with amendments.

On motion of Mr. McLEOD, the Senate concurred in the House amendments.

Ordered that the title be changed to that of an Act and it be enrolled for ratification.

S. 401 (582).—A Concurrent Resolution for leave to introduce a Bill to ratify and confirm the charter of the Oconee Water, Light and Power Company granted by the Secretary of State on the second of December, 1904, and to confer additional powers on said company.

Returned with concurrence.

Received as information.

MESSAGE No. 19.

In the House of Representatives,
Columbia, S. C., February 7, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has agreed to the amendments to the following Bills:

H. 5.—Mr. Nash: A Bill to further provide for the creation and continuance, and to define the duties and powers of the Historical Commission of this State, now existing under the terms of an Act entitled "An Act to provide for the appointment of a Historical Commission of the State of South Carolina, for the purpose of collecting and preserving all matter relating to the history of the State," approved December 27, 1894.

And

H. 204.—Mr. DeVore: A Bill to amend Section 1239 of Vol. 1, Code of Laws of South Carolina, by striking out "Edgefield" everywhere it occurs in said Section.

Also,

H. 392.—Mr. D. L. Green: A Bill to repeal Section 1507, Article II., Chapter XXXIII., Vol. I., Code of Laws, of South Carolina, 1902, relating to the General Stock Law.

And the Bills having been read three times in both Houses, ordered that the title thereof be changed to that of an Act, and that it be enrolled for ratification.

Very respectfully,

B. A. MORGAN,
Speaker *pro tem.* of the House.

Received as information.

MESSAGE No. 20.

In the House of Representatives,
Columbia, S. C., February 7, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has appointed as a Committee of Conference to

H. 21.—Mr. Morgan: A Bill to regulate the running of motor vehicles upon the public highways of this State, and fixing a penalty for the violation thereof,

Messrs. L. B. Etheredge, Ardrey and Sellers, on the part of the House.

Very respectfully,

B. A. MORGAN,
Speaker *pro tem.* of the House.

Received as information.

MESSAGE No. 21.

In the House of Representatives,
Columbia, S. C., February 8, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has elected Hon. B. A. Morgan, Speaker *pro tem.* of the House of Representatives.

Very respectfully,

TOM C. HAMER,
Clerk of the House.

Received as information.

MESSAGE No. 22.

In the House of Representatives,
Columbia, S. C., February 8, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has tabled and withdrawn

H. 527 (S. 257).—Mr. Raysor: A Bill to require the qualified electors of the town of Fort Motte to hold a second municipal election.

Very respectfully,

B. A. MORGAN,
Speaker *pro tem.* of the House.

Received as information.

MESSAGE No. 23.

In the House of Representatives,
Columbia, S. C., February 8, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has adopted the report of the Committee of Conference to

H. 21 (S. 124).—Mr. Morgan: A Bill to regulate the running of motor vehicles upon the public highways of this State and fixing a penalty for the violation thereof.

Very respectfully,

B. A. MORGAN,
Speaker *pro tem.* of the House.

Received as information.

COMMUNICATION.

The following communication was read and ordered printed in the Journal:

Gentlemen of the General Assembly:

I beg to submit to you herewith a full report of the finances of the office of the Secretary of State, and detailed itemized statement of all official receipts and disbursements during my entire term in office. I beg to inform you that I have this day placed in the hands of the State Printer as a supplemental report to the General Assembly a full, accurate and complete list of all persons or corporations who have paid any fee to the office which in its every detail proves the statements handed you herewith to be correct.

In doing so I beg to make the following statement in reply to the report of the Committee appointed to examine the books and accounts of my office.

I have been continuously since the appointment of the Committee willing and anxious to make up and present this statement to them, having offered to do so upon their first visit to the office, but was informed that they desired the papers of the office turned over to them without any checking, verification or statements, in the condition in which they were at the time. Presuming the Committee competent to come into the office, take the books and make up a correct statement of its affairs, the entire papers and books of the office were turned over to them; they were furnished a key, which the Chairman retained for three months, and which was used to gain entry to the office when none of the Clerks or employees thereof were present. This was permitted to allow the fullest and freest opportunity for full and comprehensive investigation of the office. During most of the time of the first investigation I was confined to my house by sickness. During the progress of this investigation reports were brought to me of statements by members of this Committee of a shortage in the office. Upon the conclusion of the investigation, which was during the week prior to the filing of pledges by candidates for State offices. I secured an opportunity to state to the Committee the reports I had heard, and asked that they state to the public what they had found. In response to this request the Committee published a communication in which it was asserted that no books were kept, which was false, and that they had collected certain vouchers from which they had made up a set of books, which was equally untrue, as there is not now and never has been any "vouchers" to be collected, and the original declarations and returns of corporators could not be so designated, and

principally from these I understood the Committee had made up its statements. As I was assured that the Committee had found nothing which they especially criticised, I supposed the statement they had secured to be accurate. I had repeated assurances given me that nothing wrong had been found. Consequently my astonishment at the remarkable statements made therein was as profound as was my surprise at the partial, incomplete and inaccurate statements of the financial affairs thereof.

When reduced to its logical conclusion and freed from the insinuation and inuendo in which it is clothed, the report charges that no adequate books are kept, or proper record of the receipts and disbursements of the office, and that the management of the office has been deficient. The only reply which it is in my power to make to this charge is the rendition at once of a full statement of every financial transaction of the office, properly balancing the cash fund on hand during my term of office. I assert to be true that though prepared upon less than twenty-four hours notice, this statement is substantially accurate, and I will forthwith and immediately resign as Secretary of State if I cannot prove to the satisfaction of any competent and unprejudiced bookkeeper that it is a satisfactory statement of the condition of the office, and that the statement of the Committee purporting to be such is not a true statement of its affairs, and contains many errors.

Relying to the several remarkable assertions of the Committee, I wish to quote them as follows:

"When we went into the office we were informed that we could conclude our labors in ten minutes." I deny absolutely and unequivocally that I made any statement at all in reference to the time it would require to make the investigation, to any member of this Committee.

"On insisting that we came for a real examination we were begged for time to prepare books."

I neither begged or cared for any time whatever; I suggested that I would like to check over the entries that had not been checked, for possible errors; I suggested that the examination would be facilitated if the Committee would permit me to make a complete statement of its affairs, showing proper balances. Both offers were declined, and evidently misconstrued. As a result of the refusal of the Committee to accept any help or suggestion in their work, nothing whatever was accomplished during two entire weeks, and when Hollis, the expert came, everything that had been gone over was rechecked.

"Many erasures and corrections were made on the books."

Mr. McCown says that he made one or two corrections, with the knowledge, and he thought, permission of the Committee.

"A charter had been granted in the sum of \$1,500, same was recorded as having been issued in the sum of \$50,000."

This has never been called to my attention, and I have no idea to what is referred. I would suggest that a record must have been accessible to them which showed the proper capital stock.

"In many cases we found where over collections had been made aggregating \$367.55."

I beg to say that owing to the change in the law for recording certain papers, reducing the fee fifty cents, the reduction has been frequently overlooked by applicants for charters, in spite of the adoption of every means by the office to appraise the public of it. As every declaration on which it is paid is followed generally in two or three days with a return upon which a further fee is payable, it has been the practice of the office to deposit the additional fifty cents to the credit of the official account of the office, to be applied on the return fee. In some cases the return has been delayed, and in others it is never made. There is now unrefunded of these matters the sum of \$41.25, which is in bank to the credit of the State.

"Improper amount credited to the State: Puckhaber Bros., Charleston, S. C., Charter fee \$500; amount State credited with \$15."

It was discovered by the Committee that the office had failed to detect an error in computing the proper fee for the charter of this concern made by John C. Mehrtens, Esq., their attorney. Only \$15 had been paid the office as it was so entered. When the Committee called attention to the error, the attorneys were wired and immediately remitted the balance of \$35, which was entered on the books as soon as received and, the matter explained to the Committee.

"All moneys have not been turned over quarterly to the State Treasurer."

It is true that I have directed that funds be not checked out of the bank until ample time has been allowed for the collection of all checks, etc., deposited. Sometimes a check which is received by the office is not paid when presented, and confusion in our accounts arise therefrom. For instance, on March 3d, 1903, a check given by Thos. B. Butler upon the Carolina National Bank for \$3 was refused payment when presented, and the amount was not finally collected for about three months. It would have been inconvenient to have turned that

over to the State Treasurer, even though the office books showed that it was chargeable to us.

"We found by mere chance that one item of \$102.50 for charter of the Union Warehouse Company of Columbia chartered on the 15th day of January, 1902, was presented for payment in June, 1904, and has not been yet turned over to the State Treasurer."

It is true that I discovered that through some neglect there had been a failure to collect the fee for this charter. I demanded its payment and a check was given therefor, which was held for final determination as to its proper disposition. This check is properly accounted for.

"There were certain books we had in our possession last year concerning the period of Mr. Gantt's predecessor, which we were informed were kept by the present Secretary of State."

"The present Secretary of State" wishes to say that he has never, except for a short period at the beginning of his own term, kept any of the cash accounts of the office. During Mr. Cooper's term these accounts were kept by Mr. D. H. Means, and the record books during this period have never been in the personal custody of the present Secretary of State.

When fees were paid in the office to him, they were turned over to Mr. Means, whose personal receipt was taken therefor. Prior to this time, no receipts were taken, the same practice being in vogue. He regarded Mr. Means' letter as official notice to him of the loss of the books, from a subordinate to his superior officer.

The statement is made, however, that the report of the Secretary of State and the original papers and records which were used by the Committee to verify the liabilities during the present term, can be made to serve the same purpose even in the absence of this book, while deposit at the banks and payments to the State Treasurer will show all disbursements.

Again reverting to the general features of this report, I wish to say that I requested an opportunity to test the accuracy of the figures made up by the Committee and to explain any cause for criticism that appeared to them, but was refused. Without having seen the totals arrived at, I challenge the accuracy even of the addition in the purported statement which was made up. It does seem that men who proclaim so loudly their jealousy of the people's money should at least put enough value upon the character and reputation of a man that they would at least refrain from imputing to him that which is discreditable until they had observed the caution of ascertaining facts

to rest their assertion on, and when criticising the efficiency of another to be certain of their own.

Respectfully submitted,

J. T. GANTT,
Secretary of State.

RECEIPTS AND LIABILITIES, 1903.

Received from predecessor		\$2,670 89
Collections during 1903:		
Commissions of Notaries Public.....	\$942 50	
Commissions of Commissioners of Deeds..	29 25	
Charter Fees .. .	7,276 51	
Returns of Corporators.....	695 00	
Declarations (recording) .. .	807 50	
Eleemosynary Corporations .. .	207 00	
Increase of Capital Stock.....	5,321 90	
Foreign Corporations.. .	200 00	
Renewals of Charters.. .	787 50	
Amendments of Charters .. .	24 00	
Railroads (and recording) .. .	301 00	
Certificates, &c. . .	65 32	
Totals, 1903. . .		<u>\$16,657 48</u>

RECEIPTS AND LIABILITIES, 1904.

Collections during 1904:		
313 Notaries Public.. .	\$1,017 25	
3 Commissioners of Deeds.....	9 75	
Charter Fees.. .	7,446 80	
318 Returns.. .	797 50	
386 Declarations .. .	965 00	
101 Eleemosynary.. .	303 00	
Increase of Capital Stock .. .	2,976 90	
Foreign Corporations.. .	400 00	
Renewals.. .	384 00	
Amendments of Charters .. .	66 50	
Railroads and recording .. .	278 60	
Certificates, &c. . .	56 00	
Mutual Protective Associations.. .	5 00	
Decrease and Dissolutions.. .	20 00	
	<u>\$14,726 30</u>	
Small outstanding balances		41 25
Total Liabilities to January 1st, 1905.....		<u>\$34,095 92</u>

ASSETS AND DISBURSEMENTS.

Paid State Treasurer to Jan. 1, 1905.....	\$30,301 89
Cash in bank January 1, 1905.....	3,769 89
Cash in hand January 1, 1905.....	24 14
Totals.	<hr/> \$34,095 92

Mr. BUTLER then made the following statement, which was ordered printed in the Journal:

Mr. President: I ask the permission of the Senate to make a statement relative to the reply of Jesse T. Gantt, Secretary of State, to the report of the Legislative Examining Committee appointed to examine certain State offices, and as your Representative, I wish to reiterate all that is incorporated in our report, and individually I stand by every word of that report. I am satisfied the members of that Committee on the part of the House, stand firmly by it, and I ask the Senate to take such steps, by Bill or Resolution, or otherwise, to settle the question which is correct, the Committee or the Secretary of State. I state further, we did not report all irregularities, for after we once had the cash book in our hands and on our return leaves were pasted together securely, and are now in that condition, and we do not know what was on these leaves, and there are other irregularities we did not mention, and I trust each Senator interested will go and examine the two books in this office, and they will be satisfied our report is correct.

It would have been much pleasanter for the Committee to have been able to make a pleasant report than one criticizing any one, especially a State officer, but Mr. President, I did not propose, as a representative of the Senate, and as a citizen of South Carolina, to report the books other than as they were found. His reply may be correct with his books as they are now, for he may have made other entries on them as was done once after the Committee had these books in their hands.

So much of Secretary of State's reply to the Committee's report as refers to "a check given by Thos. B. Butler upon the Carolina National Bank, of Columbia, for \$3, was refused payment, and the amount was not finally collected for about three months." I beg to say that while he claims this was on March 3, 1903; that he is entirely mistaken.

This check was given Mr. Gantt when the General Assembly was in session, and when I had funds in said bank, (as their books will show,) but on the General Assembly adjourning I drew out what

funds I had in this bank and had said check been presented while the General Assembly was in session, same would have been paid, and on the day said check was forwarded to the National Bank, at Gaffney, S. C., same was promptly paid, and if three months elapsed before same was collected, it was due to his not presenting same for payment earlier.

Mr. McIVER offered the following

RESOLUTION.

Resolved, That the report of the Committee appointed to investigate the offices of the Treasurer, Comptroller General, Sinking Fund Commission and the Secretary of State, as well as the communication of the Secretary of State, be referred to the Finance Committee, with leave to report by Bill, Joint Resolution or otherwise as they may deem expedient.

The Resolution was agreed to.

Mr. EARLE presented the following:

Resolved, That an invitation be sent to the House of Representatives inviting it to attend in the Senate Chamber at 12 o'clock M., Thursday, February 9, 1905, for the purpose of ratifying Acts.

The motion was agreed to and the invitation was sent accordingly.

The Senate proceeded to the consideration of the Calendar.

Mr. WELLS called up

SPECIAL ORDER.

S. 264.—Mr. Wells: A Bill to fix the amount of the compensation to be paid to the County officers of the various Counties of the State.

Third reading.

The Bill was amended as follows:

On motion of Mr. BROWN:

Section 15, page 4, on line 3, strike out the word *Provided*, and all thereafter to the word Clerk, on line 5, of the printed Bill, so as to eliminate only the proviso in respect to the Sheriffs' office.

On motion of Mr. WARREN:

Amend Bill 264, Sec. 23, on line seven, strike out the amendment as follows, said sum to be paid out of the school fund of the County.

On motion of Mr. MAULDIN:

On line 17, page 14, after the word says, insert the words, "in such years when real estate is assessed."

Greenville County—At the end of the Section 21, "Register of Mesne Conveyances, one thousand dollars."

On motion of Mr. BLAKE:

Strike out word "one hundred," between word "Commissioners," and "dollars," the words "one hundred."

Sec. 2, line 5, strike out "nine hundred," between word "Supervisor" and "dollars," and insert "one thousand."

On motion of Mr. HYDRICK:

Amend Bill No. 264, by striking out "one thousand," on line 10, of Sec. 38, immediately after the words "County Superintendent of Education," and insert in lieu thereof the words, "twelve hundred."

On motion of Mr. RAYSOR:

Amend by striking out Section 34 and insert the following in lieu thereof, to be known as Section 34:

"Section 34. Orangeburg County—County Auditor, twelve hundred dollars, eight hundred dollars thereof to be paid by the State and four hundred dollars by the County; Sheriff, twenty-five hundred dollars; Clerk of Court, five hundred and fifty dollars; County Commissioners, five hundred dollars each; Clerk of the County Board of Commissioners, two hundred dollars; County Superintendent of Education, eight hundred and fifty dollars; County Supervisor, seven hundred dollars; Coroner, three hundred dollars."

Amend Sec. 52, line fifteen, by striking out the word ten, and insert in lieu thereof the word twenty.

On motion of Mr. E. S. BLEASE:

Amend Section 37 by striking out words "twenty-five," on line 2, and inserting in lieu thereof the words, "thirty-four," and on same line, by striking out the words "seventy-five," and inserting in lieu thereof the words "sixty-six."

Amend, further, by striking out the words "of the Fifth Judicial District," on lines 3 and 4, and inserting in lieu thereof the words, "residing in the town of Saluda."

On motion of Mr. WALKER:

Amend Sec. 20, printed Bill, change period at end of the Section to a semicolon, and add, "the Probate Judge, six hundred dollars, which shall be in lieu of all fees and costs which he is now entitled in law to charge and receive in compensation of his services."

On motion of Mr. EARLE:

Amend Bill 264, strike out Section 33, on page 9, and insert the following:

"Sec. 33. Oconee County—County Auditor, nine hundred dollars, of which six hundred dollars to be paid by the State and three hundred dollars by the County; County Treasurer, nine hundred dollars,

of which six hundred dollars to be paid by the State and three hundred dollars by the County; Sheriff, seven hundred and fifty dollars; Clerk of the Court, thirteen hundred and twenty dollars, payable monthly: *Provided*, That he shall collect all fees, costs and commissions due to him by virtue of his office and pay same over to the County Treasurer on monthly statements, verified by him, which shall be a part of the ordinary County funds; County Commissioners, two hundred and fifty dollars each; Clerk of the County Board of Commissioners, one hundred dollars; County Superintendent of Education, five hundred dollars; County Supervisor, five hundred dollars; Coroner, one hundred dollars. None of the above named County officers or the Master or Probate Judge shall charge to collect from the County any bill for postage or fuel, and the County Board of Commissioners are prohibited from paying such.

On motion of Mr. HARDIN:

Strike out Section 11, and insert the following, to be known as Section 11:

Chester County—The County officers shall each receive as compensation the amount of salary, per diem and mileage following the name of each office, to wit: Auditor, annual salary one thousand dollars (by the State six hundred and sixty-six dollars and sixty-six and two-thirds cent, by the County three hundred and thirty-three dollars and thirty-three and one-third cents; Coroner, two hundred dollars; Clerk of Court, three hundred and fifty dollars, in lieu of all costs and fees in criminal cases; Supervisor, eight hundred dollars; Sheriff, nine hundred dollars; Treasurer, one thousand dollars, payable in same manner as Auditor, and they are entitled to charge fifty cents for each execution against delinquent taxpayers; Superintendent of Education annual salary, six hundred dollars and one hundred dollars traveling expenses; Township Commissioners, each per diem \$1.00, for not exceeding five days, except Chairman, \$1.00 each additional for each day attending meetings of any County Board of Commissioners and five cents one way to Court House by the most direct route.

On motion of Mr. COLE L. BLEASE:

Amend by adding at the end of Section 32, the words, "all of which salaries shall be payable monthly."

On motion of Mr. HUDSON:

Marlboro—Amend amendment after County Board of Commissioners insert two hundred.

Last line after Coroner, strike out two hundred and twenty-five, and insert one hundred and fifty.

On motion of Mr. McLEOD:

Bill 264, Sec. 28, line 1, strike out all after Lee County down to "Sheriff," on line 3, and substitute the following: County Auditor, eight hundred and fifty dollars, five hundred and sixty-six and two-thirds dollars of which shall be paid by the State and two hundred and eighty-three and one-third (283 1-3) dollars by the County.

Amend by inserting after "dollars," on line 3, Sec. 28, the Sheriff shall serve as Constable for the Magistrate at Bishopville, and shall receive in addition as compensation therefor two hundred dollars per annum.

On motion of Mr. McGOWAN:

Amend Sec. 27, on line 6, by adding immediately before the word "County" the words "and fifty dollars for traveling expenses in visiting public schools."

On motion of Mr. TALBERT:

Amend Bill No. 264, Section 17, under head of Edgefield County, by striking out, on line 7, after the word "Education" and before the word hundred the word "five," and insert in lieu thereof the word "six."

On motion of Mr. STACKHOUSE:

Amend Section 43, by adding the following at the end thereof:

"And except in the County of Marion, where the compensation to be paid to the said Treasurer shall be twelve hundred dollars, of which eight hundred dollars shall be paid by the State and four hundred dollars by the County."

On motion of Mr. PEURIFOY:

Amend Sec. 14, line 2, add after word "hundred" the words "and sixty-six;" strike out, on same line, "four hundred" and insert "three hundred and thirty-four."

Amend Sec. 48, line 3; strike out the words "fifty cents," and insert in lieu thereof the words "one dollar."

Amend Sec. 14, line 4, by striking out the words "one hundred," and inserting in lieu thereof the words "thirty-three;" and by adding after "mileage," on same line, the following: "Provided, That the present County Commissioners shall, during the present term to which they have been elected, receive the salaries now provided by law."

End of line 6, Sec. 14, after word "dollars," add the words "from January 1, 1905."

On motion of Mr. HOUGH:

Amend by striking out, on line 5, Sec. 26, the words "one hundred" and inserting the words "one hundred and fifty."

Amend by inserting after the word "dollars," at the beginning of line 3, of Section 26, the words "for salary of jailor, one hundred and fifty dollars."

On motion of Mr. BUTLER:

Bill No. 264, amend Sec. 10, after the word "Gaffney," on line 4, at end of line, by striking out balance of Section and inserting the following in lieu thereof: As provided and limited in the General Magistrates Bill for year 1905: Clerk of Court, two hundred and fifty dollars; Treasurer, one thousand dollars, of which six hundred and sixty-six dollars shall be paid by the State and three hundred and thirty-four by the County. The members of the Board of Township Commissioners shall receive as compensation for their services the sum of two dollars per day, not exceeding five days, for each day's attendance, and mileage of five cents a mile in the most direct route, each way, from his home to the Court House, when attending upon the meetings of the County Board of Commissioners, when the County Board is not acting as a Board of Equalization; and the Clerk of said Board shall receive the sum of two hundred dollars; County Superintendent of Education, five hundred dollars; County Supervisor, five hundred dollars; Coroner, one hundred dollars.

On motion of Mr. CHRISTENSEN:

Amend Bill No. 264, by inserting in Section 7, line 4, before the words "dollars; Clerk," the words "twelve hundred and fifty."

Bill No. 264, amend Section 7, line 6, by inserting after the second word in said line the words "and one hundred dollars for traveling expenses;" and in line 4, after the word "Commissioners," the word "fifty."

On motion of Mr. BATES:

Amend Bill 264, by inserting between the words "Commisisoners" and "dollars," on the 4th line of Sec. 6, the words, "each one hundred and fifty."

By inserting between the word "dollars," on the 5th line in Section 6, and the word "County," on the same line, the words, "who shall also serve as Clerk of the Board of Equalization and Board of Control of the said County of Barnwell without additional compensation."

On motion of Mr. McIVER:

Amend Sec. 12, strike out all on line 1, after the word County, where it first occurs, the words, "County Auditor, seven hundred dollars, of which four hundred and seventy-five to be paid by the State, and two hundred and twenty-five by the County," and insert in lieu thereof the words, "County Auditor, nine hundred dollars, six hundred thereof to be paid by the State and three hundred by the County."

Amend by adding to Sec. 12, page 4, of Bill, the following: "Judge of Probate, one hundred dollars, in addition to fees now provided by law."

Mr. W. E. JOHNSON moved to strike out: the following amendment: "Strike out five and insert eight on line 3, and strike out six and insert seven, on line five.

The motion was agreed to.

The Bill then passed its third reading and was ordered sent to the House.

RECONSIDERED.

Mr. MAULDIN moved to reconsider the vote whereby

S. 89.—Mr. Bivens: A Bill to amend the law relating to Magistrates and their Constables, their powers, duties, jurisdiction, salaries, etc.,

Was passed and ordered sent to the House.

The motion was agreed to.

The Bill was amended as follows:

On motion of Mr. MAULDIN:

Greenville County—There shall be appointed twenty Magistrates for Greenville County, as follows: Two for the city of Greenville, at a salary of four hundred dollars each, with jurisdiction and powers as now provided by law; and one each for Bates, O'Neill, Glassy Mountain, Highland, Cleveland, Dunklin, Gantt, Paris Mountain, Saluda and Oak Lawn Townships, at a salary of fifty dollars per year each, with jurisdiction within their respective Townships of all cases triable by Magistrates, and in all other matters as now or hereafter may be prescribed by law; two for Grove Township, having concurrent jurisdiction in said Township of all matters triable by Magistrates as now provided or hereafter may be by law, the one at Piedmont to receive a salary of seventy-five dollars a year, who shall have his office at Piedmont, the other to receive a salary of fifty dollars a year; two for Butler Township, with concurrent jurisdiction, in said Township of

all matters triable by Magistrates as is now or hereafter may be provided by law, and each to receive a salary of fifty dollars a year, and one of whom shall have his office at Batesville, in said Township; two for Chick Springs Township, with concurrent jurisdiction in said Township of all matters triable by Magistrates as now or may hereafter be provided by law, one of whom shall have his office at the town of Greers, who shall receive a salary of one hundred dollars a year, the other to receive a salary of fifty dollars a year; one for Austin Township, who shall receive a salary of seventy-five dollars a year, with jurisdiction in his Township of all cases triable by Magistrates as now or hereafter may be provided by law; one for Fairview Township, who shall receive a salary of seventy-five dollars a year with jurisdiction in his Township of all cases triable by Magistrates as now or hereafter may be provided by law. Each of the aforesaid Magistrates shall appoint a Constable, who shall receive a like salary with themselves, except in the City of Greenville, whose Constables shall receive three hundred dollars each per annum. That the County Supervisor shall furnish all of said Magistrates all necessary stationery and blanks for criminal business.

On motion of Mr. HOUGH:

Lancaster County, the Magistrate for Gill's Creek and Cane Creek Townships, with office on Factory Hill, shall receive a salary of two hundred and fifty dollars per year, and his Constable to receive same salary per year, both salaries payable quarterly.

The Bill then passed its third reading and was ordered sent to the House of Representatives.

ADJOURNMENT.

Mr. MANNING moved, that when the Senate adjourn, it adjourn to meet to-morrow at 11 A. M.

The motion was agreed to.

On motion of Mr. MANNING, the Senate at 10 P. M. adjourned.

THURSDAY, FEBRUARY 9, 1905.

The Senate assembled at 11 A. M., the hour to which it stood adjourned, and was called to order by the PRESIDENT.

The roll was called, and, a quorum answering to their names, the PRESIDENT announced the Senate ready to proceed to business.

The proceedings were opened with prayer by the Rev. Mr. Truesdale.

The Clerk proceeded to read the Journal of yesterday, whereupon on motion of Mr. W. E. JOHNSON, the further reading of the Journal was dispensed with.

The PRESIDENT called for Petitions, Memorials, Presentments of Grand Juries and such like papers.

INTRODUCTION OF BILLS.

The following Bills and Resolutions were introduced, under suspension of Rule XXXVI.:

S. 422.—Mr. COLE L. BLEASE: A Joint Resolution relating to the purchasing of a portrait of Chief Justice John Belton O'Neill.

Read the first time and referred to the Committee on Finance.

S. 423.—Mr. PEURIFOY: A Bill to amend an Act entitled "An Act to amend Section 1509, of the Code of Laws, South Carolina, Volume 1, 1902, relating to Stock Law in Colleton County," approved 19th February, 1904, so as to repeal the exemption from the Stock Law of a certain territory in Colleton County.

Read the first time and ordered placed on the Calendar for consideration to-morrow.

S. 424.—Mr. CHRISTENSEN: A Joint Resolution to provide for the appointment of two members of the Senate and three members of the House to examine certain offices.

Read the first time and referred to the Committee on Finance.

And the following

CLAIM.

S. 425.—Claim of Florence Times, \$8.66.

Which was referred to the Committee on Contingent Accounts.

RECONSIDERED.

Mr. MANNING moved to reconsider the vote whereby the unfavorable report on

H. 389 (471).—Mr. Nicholson: A Bill to authorize the Clerk of Court of Edgefield County to dispose of and pay out certain pension funds now in his possession to Nellie Creed, T. J. McManus, Amanda Jones, Mrs. N. F. Brown and W. L. Quattlebaum.

And the Bill rejected.

On motion of Mr. MANNING, the Bill was recommitted to the Committee on Finance.

PAPERS FROM THE HOUSE OF REPRESENTATIVES.

The House sent the Senate the following:

H. 415 (514).—Judiciary Committee: A Bill to repeal Sections 2744, 2745, 2746 and 2747 of the Code of Laws of South Carolina, 1902, Volume 1, relating to special terms of Courts, and the appointment of Special Judges to hold same.

Read the first time and referred to the Committee on Judiciary.

H. 416 (375).—Mr. Nash: A Bill to assign the present Circuit Judges to proper Circuits, in order to conform to the provisions of an Act entitled "An Act to divide the State into ten Judicial Circuits, and arrange the same."

Read the first time and referred to the Committee on Judiciary.

H. 417 (518).—Judiciary Committee: A Bill to assign the present Circuit Solicitors to the proper Circuits in order to conform to the provisions of an Act entitled "An Act to divide the State into ten Judicial Circuits, and arrange the same, and to provide for the election of Solicitors for the First and Ninth Circuits.

Read the first time and referred to the Committee on Judiciary.

H. 418 (376).—Mr. Brantley: A Bill to require railroads and any other common carriers operating in this State to provide toilet closets at stations, for the use and convenience of passengers.

Read the first time and referred to the Committee on Railroads and Internal Improvements.

H. 419 (435).—Mr. Patterson: A Bill to establish an industrial school for boys, and to provide for its government and maintenance.

Read the first time and referred to the Committee on Finance.

H. 420 (566).—Judiciary Committee: A Bill to authorize the County Board of Commissioners of Marion County to convey by deed a site on the Court House square to the Marion Public Library.

Read the first time and ordered placed on the Calendar without reference.

H. 421 (217).—Mr. J. P. Gibson: A Bill to amend the Act entitled "An Act to fix the salaries of County Supervisors," approved 24th of February, A. D. 1904, as to Marlboro County.

Read the first time and referred to the Committee on Finance.

MESSAGE No. 23.

In the House of Representatives,
Columbia, S. C., February 8, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it accepts your invitation to attend in the Senate Chamber at 12 o'clock M., for the purpose of ratifying Acts.

Very respectfully,

B. A. MORGAN,

Speaker *pro tem* of the House.

Received as information.

REPORTS OF COMMITTEES.

Mr. RAYSOR, from the Committee on Railroads and Internal Improvements, submitted an unfavorable report on

S. 359.—Mr. Mauldin (by request): A Bill to amend Section 1 of an Act entitled "An Act to give the Railroad Commissioners jurisdiction over all telephone lines, stations and exchanges and over all persons, firms or corporations, owning or operating any telephone lines, station or exchange for the transmission of intelligence for hire, in this State," approved February 25th, 1904.

Upon immediate consideration, the unfavorable report of the Committee was adopted and the Bill rejected.

Mr. HAY, from the Committee on Judiciary, submitted an unfavorable report on

H. 364 (100).—Mr. Edwards: A Bill prohibiting shooting matches for prizes of value.

Upon immediate consideration, the unfavorable report of the Committee was adopted, and the Bill rejected.

Mr. BROWN, from the Committee on Education, submitted an unfavorable report on

H. 365 (80).—Mr. Richards: A Bill to require School Trustees to make annual reports to the patrons of public schools.

Upon immediate consideration, the unfavorable report of the Committee was adopted and the Bill rejected.

Mr. HAY, from the Committee on Judiciary, submitted an unfavorable report on

H. 366 (235).—Judiciary Committee: A Bill to define and prescribe the manner of showing compliance with the requirements of the

Constitution to the Governor prior to his ordering an election as to the creation of a new County.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted an unfavorable report on

H. 367 (102).—Mr. Kershaw: A Bill to amend Section 298, Vol. 2, Code of Laws, 1902, Criminal Code, so as to prevent cock-fighting in this State.

Upon immediate consideration, the unfavorable report of the Committee was adopted and the Bill rejected.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

H. 377 (537).—Mr. Fraser: A Bill to amend Section 993, of Vol. 1. of the Code of Laws of South Carolina, 1902, relating to Magistrates' books.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

H. 388 (549).—Judiciary Committee: A Bill to amend Section 397 of the Code of Laws of South Carolina, Vol. 1, by including Spartanburg in the provisions thereof.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a Special Report on

S. 188.—Mr. Efrid: A Bill to ratify the amendment to Section 9, of Article CIII., of the State Constitution, so as to provide for biennial sessions of the General Assembly.

As follows: That it be continued till next session and submit a Concurrent Resolution herewith.

Upon immediate consideration, the report was adopted.

Following is the

CONCURRENT RESOLUTION.

S. 426.—Judiciary Committee: A Concurrent Resolution, for the appointment of a Special Committee to report as to biennial sessions.

Resolved, By the Senate, the House of Representatives concurring, That a Committee composed of two members of the Senate, to be appointed by the President of the Senate, and three members of the House of Representatives, to be appointed by the Speaker of the House, be appointed to investigate and report to the next session of the General Assembly what amendments to the Constitution and

Statutes of this State will be necessary and proper to provide for biennial sessions of the Legislature, together with such Bills and Resolutions as may be necessary and proper to enact the same.

Upon immediate consideration, the Concurrent Resolution was agreed to and ordered sent to the House for concurrence.

The Senate proceeded to the consideration of the Calendar.

GENERAL ORDERS.

THIRD READING BILLS.

The following Bills was read a third time, passed and ordered sent to the House of Representatives:

S. 116.—Mr. von Kolnitz: A Bill to preserve the game fish, shell fish and terrapin in and on the public lands and waters of the State, and to provide a revenue therefrom for the benefit of the citizens of the State.

The following Bills were read the third time, passed and ordered returned to the House with amendments.

H. 150 (57).—Mr. Sellers: A Bill for the protection of birds other than game birds and their nests and eggs, and to provide for the punishment of violations thereof.

H. 203 (145).—Mr. Wimberly: A Bill to amend Section 1525 of the Civil Code, 1902, relating to fences in the Counties of Berkeley, Dorchester and Horry.

H. 212 (167).—Mr. Foster: A Bill to empower Heath Springs School District No. 38, of Lancaster County, to increase school levy to five mills.

SECOND READING BILLS.

S. 51.—Mr. Black: A Joint Resolution proposing to amend Section 2, of Article III., of the State Constitution, enlarging the term of office of members of the House of Representatives to four years.

Report unfavorable.

On motion of Mr. BLACK, the Bill was continued to the next session.

H. 133 (238).—Mr. Lester: A Concurrent Resolution as to introduction of a Bill to amend an Act entitled an Act to incorporate the Johnston, Saluda, Greenville and Anderson Railroad Company.

On motion of Mr. E. S. BLÉASE, the Bill was indefinitely postponed.

S. 170.—Mr. Mauldin: A Bill to provide for a submission to the voters of all Counties wherein Dispensaries are established the ques-

tion of "Dispensary," "High License," or "Prohibition," and to provide the details for carrying out the result of such election, and to abolish the State Dispensary.

Without recommendation.

On motion of Mr. MAULDIN, the Bill was continued to the next session.

S. 190.—Mr. W. J. Johnson: A Bill to reorganize the military forces of this State, to adopt and make of force a Military Code, and to provide penalties for the violation thereof and to repeal all laws referring to the military forces not herein re-enacted.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

H. 200 (233).—Mr. Richards: A Joint Resolution providing for payment of seventy-eight dollars and thirty-nine cents to J. J. Goodale, of Kershaw County, for filling out term of W. R. McCreight, deceased.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 281.—Mr. Cole L. Blease: A Bill to divide the State into ten Judicial Circuits, and to provide for the holding of the Circuit Courts therein.

On motion of Mr. COLE L. BLEASE, the Bill was laid upon the table.

S. 351.—Mr. Brice: A Bill to amend subdivision 5, of Section 23, of Code of Laws of South Carolina, 1902, Vol. II. (Code of Civil Procedure), relating to the time of holding the Circuit Court for York County.

The Bill was read and the Committee amendments adopted, to wit:

By striking out lines 1 and 2 and the words "of Civil Procedure," on line three, in Section 1, of said manuscript Bill, and insert in lieu thereof the following: "That Subdivision 5, of Section 23, of the Code of Laws of South Carolina, 1902, Vol 2 (Code of Civil Procedure), be amended."

Ordered placed on the Calendar for a third reading.

S. 354.—Mr. Peurifoy: A Bill to amend Section 1396, Code of Laws, South Carolina, Volume 1, 1902, relating to laying out streets in incorporated towns.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 355.—Mr. Butler: A Bill to require the Secretary of State to collect at least five dollars for a charter.

Special report.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 357 (255).—Mr. Lofton: A Concurrent Resolution to authorize the appointment of a Committee to whom shall be referred all Bills and Resolutions on the subject of fish, terrapins, &c.

On motion of Mr. COLE L. BLEASE, the Concurrent Resolution was laid upon the table.

S. 362.—Mr. Stackhouse: A Bill to authorize the County Board of Commissioners of Marion County to convey by deed a site on the Court House Square to the Marion Public Library.

Without reference.

On motion of Mr. STACKHOUSE, the Bill was laid upon the table.

S. 363.—Mr. Warren: A Joint Resolution authorizing the County Commissioners of Hampton County to sell and convey the ten acres of land in the town or village of Gillisonville, on which the old Beaufort District (now County) Court House was located.

Without reference.

The Joint Resolution was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

H. 373 (401).—Mr. Lyon: A Joint Resolution to authorize and require the County Superintendent of Education of Abbeville County to approve, and the Treasurer to pay, school claims of Miss Lula McNain.

Report favorable.

The Joint Resolution was read and ordered placed on the Calendar for a third reading.

H. 375 (416).—Mr. T. J. Mauldin: A Bill to authorize and empower the Trustees of Liberty School District, being District No. 11, of Pickens County, to order an election and issue coupon bonds of said School District for school purposes.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 376 (508).—Mr. Lester: A Bill to repeal an Act entitled "An Act to provide for the establishment of new School Districts in Edgefield County, and to authorize the levy and collection of a special

school tax therein," approved December 24, A. D. 1888, and to place the said School District under the General School Law.

Without reference.

On motion of Mr. E. S. BLEASE, the Bill was continued to next session.

H. 378 (538).—Mr. Gause: A Joint Resolution to authorize the County Treasurer of Williamsburg County to transfer to the County Treasurer of Florence County certain funds belonging to that District in Williamsburg County, incorporated in Florence County, and as to the distribution of the same.

Without reference.

The Joint Resolution was read and ordered placed on the Calendar for a third reading.

H. 380 (463).—Mr. Pyatt: A Joint Resolution to require the Comptroller General and County Supervisor of Georgetown County to draw their warrants in favor of H. Kamminer Kinard, said County and State Treasurer to pay the same, for \$26.49 and \$50.00, respectively, to refund overpaid taxes.

Report favorable, with amendments.

The Joint Resolution was read and the Committee amendments adopted, to wit:

"By striking out the numerals representing the amounts and inserting in lieu thereof the written words for said amounts."

Ordered placed on the Calendar for a third reading.

H. 381 (486).—Mr. Prince: A Bill to amend the charter of incorporation of Williamston Female College, of Greenwood, South Carolina, so as to change the name thereof to Lander College, and so as to authorize said college to confer degrees.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 382 (495).—Darlington Delegation: A Bill to authorize the Trustees of High Hill School District, being School District No. 12, of Darlington County, to issue bonds for the purpose of purchasing or paying for school sites and equipping same.

Report favorable, with amendments.

The Bill was read and the Committee amendments adopted, to wit:

"Sec. 7, line 5, insert the word 'school,' between the words 'all' and 'taxes.'"

Ordered placed on the Calendar for a third reading.

H. 383 (500).—Mr. Reaves: A Bill to authorize the Trustees of Mullins School District, being District No. 34, of Marion County, to issue bonds for the purpose of purchasing or paying for school buildings and sites and equipping same.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 384 (496).—Mr. Davis: A Bill to authorize the Commissioners of the Sinking Fund to lend funds to the County Board of Commissioners of Berkeley County, to pay for a new jail building, and to constitute the County Board of Commissioners with the Sheriff of the County a Building Committee for said jail building.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 385 (535).—Mr. Verner: A Joint Resolution to authorize and require the payment of the claim of W. J. Schroder, County Treasurer of Oconee County, for \$26.66.

Without reference.

The Joint Resolution was read and ordered placed on the Calendar for a third reading.

H. 387 (516).—Mr. Brantley: A Bill to amend Section 3118 of Code of Laws of South Carolina, 1902, Vol. 1, by removing Orangeburg County from the exceptions of said Section 3120 of said Code of Laws, relating to fees of Sheriff of Orangeburg County.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 391 (534).—Mr. Brantley: A Bill to amend an Act entitled "An Act to amend Section 791 of the Civil Code of South Carolina, Vol. 1, in so far as the same relates to Colleton County," approved 2d day of March, A. D. 1903, in so far as same relates to Orangeburg County.

Without reference.

On motion of Mr. RAYSOR, the Bill was indefinitely postponed.

H. 395 (532).—Mr. Foster: A Bill to empower School District No. 40, of Lancaster County, consisting of parts of said County and Kershaw County, to issue \$12,000.00 coupon bonds for school purposes.

Without reference.

The Bill was read and amended as follows:

On motion of Mr. HOUGH:

Bill No. 395, amend Sec. 4, by striking out on line eight, page four, the words, "thus secured," and inserting in lieu thereof the words, "so purchased and improved."

Bill No. 395, amend Sec. 4, page 4, by adding on line four, after the word "building," the word "thereon."

Amend by inserting the following, to be known as Sec. 6:

"Sec. 6. That an Act entitled "An Act to authorize and empower the Trustees of Kershaw School District number forty, consisting of portions of Lancaster and Kershaw Counties, to order an election and to issue coupon bonds of said School District for the purpose of purchasing a site, erecting a school building and equipping the same," approved the 18th day of February, A. D. 1904, be, and the same is hereby, repealed.

Amend Bill 395, further, by changing Section 6 to Section 7.

Ordered placed on the Calendar for a third reading.

S. 396.—Mr. Butler: A Bill to incorporate the Cherokee, Union and Spartanburg Railroad.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 397.—Mr. Douglass: A Bill to amend Sections 4 and 5 of "An Act to authorize the Trustees of Jonesville School District, of Union County, to issue bonds for the purpose of erecting school buildings and equipping same, and purchasing a lot or lots," approved the 12th day of March, A. D. 1904, by creating a Sinking Fund Commission for the purpose of lending and investing surplus funds.

Without reference:

The Bill was read and ordered placed on the Calendar for a third reading.

H. 399 (458).—Mr. Spivey: A Bill to authorize and empower the County Board of Commissioners of Horry County to sell the County Poor Farm and to purchase another.

Without reference.

The Bill was read and amended as follows:

On motion of Mr. HOLLIDAY:

Section 1, line five (5), by adding after "County:" *Provided*, Notice of such desire to sell be published in the County paper or papers at least three weeks before such sale is made."

Ordered placed on the Calendar for a third reading.

S. 400.—Mr. McGowan: A Bill to incorporate Reedy River Power Company.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 402.—Mr. Hood: A Bill to authorize and empower Samuel M. Orr and H. H. Watkins and their associates, heirs and assigns, and the corporation to be organized by them and their associates and assigns, and the successors and assigns of such corporation, to construct and maintain a dam or dams across Savannah River, at or in the vicinity of Gregg Shoals and Cherokee Shoals, either or both of them, for the purpose of developing water power and electrical power for commercial uses and other purposes.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 403.—Mr. Brown: A Bill to authorize and require the rerunning and remarking a portion of the boundary line between this State and the State of North Carolina.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 405.—Mr. C. M. Davis: A Bill to amend the law as to the election, powers and duties of the Trustees of Pine Grove School District, in Clarendon County.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 412.—Mr. Hardin: A Bill to amend an Act entitled an Act to authorize and empower the County Board of Commissioners of Chester County to issue seventy-five thousand dollars of interest-bearing coupon bonds of said County for the purpose of refunding the present bonded indebtedness of said County, falling due first of February, 1905, upon bonds issued in aid of the Cheraw and Chester Railroad Company, under the authority of an Act of the General Assembly, approved March 17, 1874, and to provide the manner in which the said bonds shall be executed, issued, registered, sold and retired, and to provide for an annual levy for the payment of the coupons as they mature, and to provide a sinking fund, approved 18th February, 1904, leaving said bonds subject to taxation, and providing for disposition of surplus.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 413.—Mr. Stackhouse: A Bill (with a petition) for the further relief in territory in Marion County heretofore exempt from the Stock Law.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading.

S. 414.—Mr. Earle: A Bill to ratify and confirm the charter of the Oconee Water, Light and Power Company, granted by the Secretary of State on the second day of December, 1904, and to confer additional powers on said company.

Without reference.

The Bill was read and amended as follows:

On motion of Mr. EARLE:

Section 1, line 4, between the words "said" and "powers," insert "the Oconee Water, Light and."

On page 2, Section 2, line 7, between the words "dams" and "as" insert, "or that may be necessary in the construction and maintenance of wires or other contrivances for the transmission of power."

Ordered placed on the Calendar for a third reading.

The Sergeant-at-Arms announced the Honorable the Speaker and Members of the House of Representatives.

RATIFICATION OF ACTS.

The Honorable the Speaker and Members of the House of Representatives attended in the Senate Chamber at 1.35 o'clock P. M., when the following Acts and Joint Resolutions were duly ratified:

S. 114 (H. 280).—An Act to authorize and empower the voters of School District No. 36, of the County of Orangeburg, to order an election and to issue coupon bonds of said District for school purposes.

S. 87 (H. 278).—An Act to amend Sections 1, 4, 5, 10 and 11 of an Act entitled "An Act to require the payment of annual license fees by corporations doing business in this State, and reports to the Comptroller General," approved 1st day of March, 1904, so as to correct errors.

S. 54 (H. 185).—An Act to amend an Act entitled "An Act to incorporate the Board of Trustees of the Presbyterian College of South Carolina," approved 20th day of February, A. D. 1903, and to repeal Section 8 thereof.

S. 73 (H. 264).—An Act to amend Section 714 of Code of Laws, 1902, Volume 1, relating to the State Treasurer, so as to require duplicate instead of triplicate receipts.

S. 22 (H. 160).—An Act to amend Sections 255, 256 and 257 of Volume 1, of the Code of Laws of 1902, relating to primary elections.

S. 76 (H. 265).—An Act to ratify and confirm the charter of the Parr Shoals Power Company, granted by the Secretary of State on the eighth day of December, 1904, and to confer additional powers on said company.

S. 52 (H. 216).—An Act to amend Section 816, Volume 1, Code of Laws, 1902, so as to have same apply to Lee County.

S. 148 (452).—An Act to amend an Act entitled "An Act to provide for the erection and equipment of a new Court House at Camden, and to authorize the issue of bonds for such purpose," approved February 19th, 1901.

S. 102 (H. 445).—An Act to authorize the Town Council of Union, in Union County, to elect a Town Auditor, to define his powers and duties and fix his compensation.

S. 122 (H. 447).—An Act to validate and confirm the sale and conveyance of two lots, Nos. 1 and 2, in the town of Darlington, known as the jail lots, by the County Board of Commissioners of Darlington County, to C. W. Hewitt.

S. 136 (H. 449).—An Act to amend Section 1 of an Act entitled "An Act to amend the various Statutes and the laws as to School Districts embracing the towns of Marion, Mullins, Latta and Dillon, in Marion County," approved the 23d day of February, A. D. 1903, by making its provisions apply to Fork School District No. 26.

S. 163 (H. 480).—An Act to fix the time for electing Trustees for Easley School District 13, in May.

S. 172 (H. 482).—An Act to provide for a reappraisement and reassessment for taxation of certain abandoned rice lands.

S. 265 (H. 528).—An Act to authorize the town of Wagener to issue bonds for public improvements.

S. 28 (H. 161).—An Act to authorize and empower the voters of School District No. 65, in the County of Orangeburg, to order an election and to issue coupon bonds of said School District for school purposes.

S. 164 (H. 456).—An Act to enable and authorize School District No. 70, embracing the town of Elloree, in Orangeburg County, to issue bonds for the purpose of paying for the erection and main-

tenance of a public school building, and to provide for the payment of accruing interest and principal of said bonds.

S. 155 (H. 454).—An Act to devolve the duties of the Board of Public Works for the town of Gaffney upon the Town Council and Treasurer and Clerk, and fixing the amount of bond of said Treasurer and Clerk at \$5,000.

SPECIAL ORDER.

H. 346 (385).—Judiciary Committee: A Bill to divide the State into ten Judicial Circuits, and arrange the same.

Majority and minority reports.

Third reading.

Mr. MCGOWAN offered the following amendment:

Amend the amendment of Senator E. S. Blease by striking out after the word Union the words "and Laurens," on line 17, of printed Bill, and insert between the words "Greenwood" and "Newberry," the word Laurens, on line 20 of printed Bill, as amended.

After debate by Messrs. MCGOWAN, E. S. BLEASE, BATES, HOOD and BROOKS,

Mr. E. S. BLEASE moved to lay the amendment on the table.

The Senate refused to lay the amendment on the table.

The amendment was then adopted.

Mr. E. S. BLEASE moved to continue the Bill to the next session.

The question was taken on agreeing to the motion of the Senator from Saluda, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bates, Black, C. L. Blease, E. S. Blease, Brown, Davis, Earle, Efird, Holliday, Hough, W. J. Johnson, McIver, Stackhouse and Talbert—14.

Nays—Messrs. Bivens, Blake, Brice, Brooks, Butler, Carpenter, Christensen, Dennis, Douglass, Hardin, Hay, Hood, Hudson, Hydrick, Manning, Marshall, Mauldin, McGowan, McLeod, Peurifoy, von Kolnitz, Walker and Wells—23.

So the motion was lost.

PAIR ANNOUNCED.

I am paired with the Senator from Hampton. If present he would vote "Aye," I would vote "Nay."

T. M. RAYSOR.

Mr. W. J. JOHNSON moved to recommit the Bill.

The question was taken on agreeing to the motion of the Senator from Fairfield, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bates, Black, C. L. Blease, E. S. Blease, Brown, Davis, Earle, Efrd, Holliday, Hough, W. J. Johnson, Stackhouse and Talbert—13.

Nays—Messrs. Bivens, Blake, Brice, Brooks, Butler, Carpenter, Christensen, Dennis, Douglass, Hardin, Hay, Hood, Hudson, Hydrick, Manning, Marshall, Mauldin, McGowan, McLeod, Peurifoy, von Kolnitz, Walker and Wells—23.

So the motion was lost.

PAIR ANNOUNCED.

I am paired with the Senator from Hampton. If present he would vote "Aye," I would vote "Nay." T. M. RAYSOR.

The question being taken "Shall the Bill pass and be ordered to be sent to the House of Representatives?" on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bivens, Blake, C. L. Blease, Brice, Brooks, Brown, Butler, Carpenter, Christensen, Davis, Dennis, Douglass, Hardin, Hay, Hood, Hudson, Hydrick, Manning, Marshall, Mauldin, McGowan, McLeod, Peurifoy, von Kolnitz, Walker and Wells—26.

Nays—Messrs. Bates, Black, E. S. Blease, Earle, Efrd, Hough, W. J. Johnson, Stackhouse and Talbert—9.

So the Bill passed and was ordered sent to the House of Representatives.

PAIRS ANNOUNCED.

I am paired with the Senator from Aiken. If present he would vote "Aye," I would vote "Nay."

GEO. J. HOLLIDAY.

I am paired with the Senator from Hampton. If present he would vote "Nay," I would vote "Aye." T. M. RAYSOR.

The Special Order for to-day at 1 o'clock, the Memorial Services, were, on motion of Mr. HUDSON, postponed until Saturday next at 12 M.

ADJOURNMENT.

Mr. HOOD moved that when the Senate adjourn it adjourn to meet to-morrow at 11 A. M.

The motion was agreed to.

On motion of Mr. MCGOWAN, the Senate, at 2.10 adjourned.

FRIDAY, FEBRUARY 10, 1905.

The Senate assembled at 11 A. M., the hour to which it stood adjourned, and was called to order by the PRESIDENT.

The roll was called, and, a quorum answering to their names, the PRESIDENT announced the Senate ready to proceed to business.

The proceedings were opened with prayer by the Rev. Walter I. Herbert, Chaplain.

The Clerk proceeded to read the Journal of yesterday, whereupon on motion of Mr. W. E. JOHNSON, the further reading of the Journal was dispensed with.

The PRESIDENT called for Petitions, Memorials, Presentments of Grand Juries and such like papers.

INTRODUCTION OF BILLS.

The following Bills and Resolutions were introduced, under suspension of Rule XXXVI.:

S. 427.—Mr. MARSHALL: A Bill to authorize the State House Commission to secure plans and specifications for the erection of a new dome to the State House, and to sell the old boilers.

Read the first time and referred to the Committee on State House and Grounds.

REPORTS OF COMMITTEES.

Mr. WILLIAMS, from the Committee on Finance, submitted a favorable report, with amendments, on

S. 115.—Mr. Brooks: A Bill to establish an infirmary for Confederate Veterans.

Ordered for consideration to-morrow.

Mr. MARSHALL, from the Committee on Military, submitted a favorable report on

H. 209 (109).—Mr. Tribble: A Bill to amend an Act approved the 20th day of February, 1904, entitled "An Act to exempt soldiers and sailors from paying license," by striking out on the third printed line of said Act the words, "who enlisted from this State," so that said Act when so amended shall read as follows.

Ordered for consideration to-morrow.

Mr. MARSHALL, from the Committee on Military, submitted a favorable report on

H. 211 (91).—Mr. Kirby: A Bill to require the payment of certain pensions after death of claimant.

Ordered for consideration to-morrow.

Mr. WILLIAMS, from the Committee on Medical Affairs, submitted a special report on

S. 284.—Mr. Williams: A Bill to license the sale of coca cola, and to provide a punishment for the violation thereof.

On immediate consideration, the special report was adopted, and the Bill was continued until the next session of the General Assembly.

Mr. McIVER, from the Committee on Judiciary, submitted a favorable report, with amendments, on

S. 360.—Mr. Black: A Joint Resolution authorizing the Attorney General to mark satisfied a certain judgment against S. G. Mayfield, C. B. Free, Peter W. Sandifer and the estates or legal representatives of E. M. Kennerly and J. W. Lancaster (now deceased).

On immediate consideration, the favorable report was adopted and ordered to be printed in the Journal, and the Bill placed on the Calendar for consideration to-morrow.

The report is as follows:

The Committee on Judiciary, to whom was referred a Joint Resolution authorizing the Attorney General to mark satisfied a certain judgment against S. G. Mayfield, C. B. Free, Peter W. Sandifer and the estates or legal representatives of E. M. Kennerly and J. W. Lancaster, now deceased, respectfully report that they have duly and carefully considered the same, and recommend that it do pass, with the following amendments:

Joint Resolution, Senate 360. Amend the title by inserting on line 1, after the word "authorizing," the words "and directing;" and by adding at the end thereof the following: "except the sum of three thousand dollars to be left open as security for the Sinking Fund Commission claim."

Strike out all of the preamble down to the words "Therefore, be it resolved," and insert in lieu thereof the following:

"Whereas, the sureties on the official bond of A. F. Free under the authority of the Joint Resolution of February 19, 1901, procured an order of the Court directing the Master of Barnwell County to give due notice to all claimants to file with him their claims against and under the official bond of A. F. Free, late County Treasurer of Barnwell County, and the said Master did publish his legal and proper

notice calling in such claimants, and no claims were filed with him; and

"Whereas, the Attorney General, acting on the request of the Sinking Fund Commission, brought an action against the sureties on said bond, entitled 'The State vs. P. W. Sandifer, et al.,' to recover the amount of \$2,343.64 claimed, and the Courts held that further suit on the bonds were estopped; and

"Whereas, the only claim outstanding, if it be one, is that of the Sinking Fund Commission for \$2,343.64, and the whole judgment for \$60,000.00 stands open and unsatisfied of record and is a cloud on the title of the property of the sureties."

Amend by striking out all after the enacting words and inserting in lieu thereof the following:

"Section 1. That the Attorney General be, and he hereby is, authorized and directed to enter satisfaction of record on said judgments obtained against said S. G. Mayfield, E. M. Kennerly, C. B. Free, P. W. Sandifer, as sureties on the official bonds of A. F. Free, Treasurer for Barnwell County, save and except the sum of three thousand dollars, which shall stand open to secure the payment of any sum which may be established under the claim of the Sinking Fund Commission.

Sec. 2. That if the State should not establish any claims against the sureties of said A. F. Free, or on the payment of any claim which may be established thereunder, then the Attorney General is authorized and directed to enter full satisfaction on said judgment."

EDWARD McIVER, for Committee.

Mr. WILLIAMS, from the Committee on Medical Affairs, submitted a favorable report on

H. 368 (132).—Mr. Gyles: A Bill to regulate the fees of physicians in this State, testifying as experts in any of the Courts.

Ordered for consideration to-morrow.

Mr. McIVER, from the Committee on Railroads and Internal Improvements, submitted a favorable report, with amendments, on

S. 369.—Mr. Marshall: A Bill to require the Southern Railway Company to open up the eastern end of Richland and Laurel streets (in the city of Columbia) to traffic by bridging the cuts across said street through which said railroad passes.

Ordered for consideration to-morrow.

Mr. MARSHALL, from the Committee on Military, submitted a favorable report on

H. 390 (397).—Mr. Herbert: A Joint Resolution to authorize the

Governor to enter into a contract with the representatives of soldiers to collect whatever pay is due soldiers for services rendered in the Spanish-American War.

Ordered for consideration to-morrow.

Mr. MARSHALL, from the Committee on Military, submitted a favorable report on

H. 393 (438).—Mr. Toole: A Bill to empower the Adjutant and Inspector General to add names to the Confederate rolls, upon proper proof.

Ordered for consideration to-morrow.

Mr. RAYSOR, from the Committee on Railroads and Internal Improvements, submitted a favorable report, with amendments, on

S. 404.—Mr. Wells: A Bill to further regulate the carrying of freight.

Ordered for consideration to-morrow.

Mr. EFIRD, from the Committee on Dispensary, submitted an unfavorable report on

H. 410 (29).—Mr. Toole: A Bill to amend an Act entitled "An Act to amend Section 7 of an Act entitled 'An Act to provide for the election of the State Board of Control, and to further regulate the sale, use, consumption, transportation, and disposition of intoxicating and alcoholic liquors or liquids in this State, and prescribe further penalties for violation of the Dispensary Laws, and to police the same,' approved March 6, 1896," approved February 25, 1894, by striking out and repealing the proviso to Section 7 of the original Act as therein appearing, as to special tax levy and certain forfeitures.

Ordered for consideration to-morrow.

Mr. MARSHALL, from the Committee on State House and Grounds, submitted a favorable report on

S. 427.—Mr. Marshall: A Bill to authorize the State House Commission to secure plans and specifications for the erection of a new dome to the State House, and to sell the old boilers.

Ordered for consideration to-morrow.

Mr. VON KOLNITZ presented the following:

S. 428.—Mr. von Kolnitz: Report of the Harbor Commissioners of the city of Charleston, S. C.

On immediate consideration, the report was ordered to be printed in the Journal, and is as follows:

Charleston, S. C., February 7, 1905.

To the Honorable the Senate and the House of Representatives of the State of South Carolina:

In compliance with the Act hereto relating, and in behalf of the Harbor Commissioners for the Port of Charleston, I have the honor to report:

That from the records of the Harbor Master's office it appears that during the twelve months ending December 31, 1904, the arrivals of American vessels at the Port of Charleston amounted to 683, classified as follows: 447 Steamships, 201 Schooners, 31 Barks and 4 Brigs, aggregating 1,261,407 tons (net register).

That during the same period there were 61 arrivals of British vessels, classified as follows: 53 Steamships, 6 Barks, 1 Brig and 1 Ship, aggregating 110,277 tons (net register).

That during the same period there were 15 arrivals of vessels of other foreign nationalities, classified as follows: 13 Steamships and 2 Barks, aggregating 22,841 tons (net register).

Thus it appears that the total number of vessels arriving at this Port for the year, mentioned in the foregoing, amounted to 759, with an aggregate tonnage of 1,394,625 tons (net register); while in the year immediately preceding the total number of arrivals was 732, with an aggregate tonnage of 1,365,085 tons (net register).

From the financial statement submitted to the Board it appears that on the 1st of January, 1904, there was a cash balance on hand amounting to 32 cents, and that during the year \$1,973.00 for harbor fees were collected from vessels which arrived. The disbursements during the past year amounted to \$1,969.50, leaving on hand the 1st of January \$3.82.

The Port Wardens report that they have surveyed 47 vessels during the past year, and that the amount they received was \$676.00, as against \$599.00 for the previous year.

The reports in detail referred to in the foregoing are on file in the office of the Board.

Respectfully submitted,

R. G. RHETT,

Mayor, and *ex officio* Chairman Board of Harbor Commissioners.

PAPERS FROM THE HOUSE.

The House sent the Senate the following:

H. 429 (430).—Mr. D. O. Herbert: A Bill to reorganize the military forces of this State; to adopt and make of force a Military Code,

and to provide penalties for the violation thereof, and to repeal all laws referring to the military forces not herein re-enacted.

Read the first time and ordered placed on the Calendar for consideration to-morrow without reference.

H. 430 (585).—Ways and Means Committee: A Joint Resolution to provide for the appointment of two Members of the Senate and three Members of the House to examine certain offices.

Read the first time and referred to the Committee on Judiciary.

Also, the following

CLAIMS.

H. 431 (341).—Claim Canvassers of Election of Oconee County, \$6.20.

H. 432 (499).—Claim of W. E. Sheppard, \$6.00.

H. 433.—Claim of the State Company, \$350.00.

All of which were referred to the Committee on Claims and Grievances.

RESOLUTION.

Mr. BROWN offered the following:

Resolved, That the memorial services in relation to the late Senators McCall, of Marlboro, and Dennis, of Berkeley, fixed by Special Order for Saturday, the 11th instant, at 1 o'clock and 1.30 o'clock, respectively, be referred until Wednesday next, at the same hours.

The Resolution was agreed to.

The Senate proceeded to the consideration of the Calendar.

GENERAL ORDERS.

THIRD READING BILLS.

The following Bills having received three readings in both Houses, it was ordered that the titles be changed to Acts and they be enrolled for ratification:

H. 375 (416).—Mr. T. J. Mauldin: A Bill to authorize and empower the Trustees of Liberty School District, being District No. 11, of Pickens County, to order an election and issue coupon bonds of said School District for school purposes.

H. 383 (500).—Mr. Reaves: A Bill to authorize the Trustees of Mullins School District, being District No. 34, of Marion County, to issue bonds for the purpose of purchasing or paying for school buildings and sites and equipping same.

H. 384 (496).—Mr. Davis: A Bill to authorize the Commissioners of the Sinking Fund to lend funds to the County Board of Commissioners of Berkeley County, to pay for a new jail building, and to constitute the County Board of Commissioners with the Sheriff of the County a Building Committee for said jail building.

H. 387 (516).—Mr. Brantley: A Bill to amend Section 3118 of Code of Laws of South Carolina, 1902, Vol. 1, by removing Orangeburg County from the exceptions of said Section 3120 of said Code of Laws, relating to fees of Sheriff of Orangeburg County.

The following Joint Resolutions having received three readings in both Houses, it was ordered that they be enrolled for ratification:

H. 200 (233).—Mr. Richards: A Joint Resolution providing for payment of seventy-eight dollars and thirty-nine cents to J. J. Goodale, of Kershaw County, for filling out the term of W. R. McCreight, deceased.

H. 373 (401).—Mr. Lyon: A Joint Resolution to authorize and require the County Superintendent of Education of Abbeville County to approve, and the Treasurer to pay, school claims of Miss Lula McNain.

H. 378 (538).—Mr. Gause: A Joint Resolution to authorize the County Treasurer of Williamsburg County to transfer to the County Treasurer of Florence County certain funds belonging to that District in Williamsburg County, incorporated in Florence County, and as to the distribution of the same.

H. 385 (535).—Mr. Verner: A Joint Resolution to authorize and require the payment of the claim of W. J. Schroder, County Treasurer of Oconee County, for \$26.66.

The following Bills and Joint Resolutions were severally read the third time, passed and ordered sent to the House of Representatives:

S. 351.—Mr. Brice: A Bill to amend subdivision 5, of Section 23, of Code of Laws of South Carolina, 1902, Vol. II. (Code of Civil Procedure), relating to the time of holding the Circuit Court for York County.

S. 354.—Mr. Peurifoy: A Bill to amend Section 1396, Code of Laws, South Carolina, Volume 1, 1902, relating to laying out streets in incorporated towns.

S. 355.—Mr. Butler: A Bill to require the Secretary of State to collect at least five dollars for a charter.

The Bill was amended as follows:

On motion of Mr. EARLE:

Amend Bill 355, add after "law" on line 4, "the provisions of this Act shall not apply to eleemosynary corporations."

S. 363.—Mr. Warren: A Joint Résolution authorizing the County Commissioners of Hampton County to sell and convey the ten acres of land in the town or village of Gillisonville, on which the old Beaufort District (now County) Court House was located.

S. 396.—Mr. Butler: A Bill to incorporate the Cherokee, Union and Spartanburg Railroad.

The Bill was amended as follows:

On motion of Mr. BUTLER:

Amend original Bill No. 396, by striking out the word "Haimrick," on line 1, and insert in lieu thereof the word, "Hamrick."

S. 397.—Mr. Douglass: A Bill to amend Sections 4 and 5 of "An Act to authorize the Trustees of Jonesville School District, of Union County, to issue bonds for the purpose of erecting school buildings and equipping same, and purchasing a lot or lots," approved the 12th day of March, A. D. 1904, by creating a Sinking Fund Commission for the purpose of lending and investing surplus funds.

S. 400.—Mr. McGowan: A Bill to incorporate Reedy River Power Company.

The Bill was amended as follows:

On motion of Mr. MCGOWAN:

Amend S. Bill No. 400, Sec. 1, line 10, printed Bill, by striking out the words "to erect," and insert in lieu thereof the words, "for erecting."

S. 402.—Mr. Hood: A Bill to authorize and empower Samuel M. Orr and H. H. Watkins and their associates, heirs and assigns, and the corporation to be organized by them and their associates and assigns, and the successors and assigns of such corporation, to construct and maintain a dam or dams across Savannah River, at or in the vicinity of Gregg Shoals and Cherokee Shoals, either or both of them, for the purpose of developing water power and electrical power for commercial uses and other purposes.

S. 403.—Mr. Brown: A Bill to authorize and require the rerunning and remarking a portion of the boundary line between this State and the State of North Carolina.

S. 405.—Mr. Davis: A Bill to amend the law as to the election, powers and duties of the Trustees of Pine Grove School District, in Clarendon County.

S. 412.—Mr. Hardin: A Bill to amend an Act entitled an Act to authorize and empower the County Board of Commissioners of Chester County to issue seventy-five thousand dollars of interest-bearing coupon bonds of said County for the purpose of refunding the present

bonded indebtedness of said County, falling due first of February, 1905, upon bonds issued in aid of the Cheraw and Chester Railroad Company, under the authority of an Act of the General Assembly, approved March 17, 1874, and to provide the manner in which the said bonds shall be executed, issued, registered, sold and retired, and to provide for an annual levy for the payment of the coupons as they mature, and to provide a sinking fund, approved 18th February, 1904, leaving said bonds subject to taxation, and providing for disposition of surplus.

S. 413.—Mr. Stackhouse: A Bill (with a petition) for the further relief in territory in Marion County heretofore exempt from the Stock Law.

S. 414.—Mr. Earle: A Bill to ratify and confirm the charter of the Oconee Water, Light and Power Company, granted by the Secretary of State on the second day of December, 1904, and to confer additional powers on said company.

The following Bills and Joint Resolutions were severally read the third time, passed and ordered returned to the House of Representatives, with amendments:

H. 380 (463).—Mr. Pyatt: A Joint Resolution to require the Comptroller General and County Supervisor of Georgetown County to draw their warrants in favor of H. Kamminer Kinard, said County and State Treasurer to pay the same, for \$26.49 and \$50.00, respectively, to refund overpaid taxes.

H. 381 (486).—Mr. Prince: A Bill to amend the charter of incorporation of Williamston Female College, of Greenwood, South Carolina, so as to change the name thereof to Lander College, and so as to authorize said college to confer degrees.

The Bill was amended as follows:

On motion of Mr. HOOD:

Amend Section 2 by striking out all after the word "empowered," and insert the following: "through its Board of Trustees, on the recommendation of its Faculty the usual literary degrees."

H. 382 (495).—Darlington Delegation: A Bill to authorize the Trustees of High Hill School District, being School District No. 12, of Darlington County, to issue bonds for the purpose of purchasing or paying for school sites and equipping same.

H. 395 (532).—Mr. Foster: A Bill to empower School District No. 40, of Lancaster County, consisting of parts of said County and Kershaw County, to issue \$12,000.00 coupon bonds for school purposes.

H. 399 (458).—Mr. Spivey: A Bill to authorize and empower the

County Board of Commissioners of Horry County to sell the County Poor Farm and to purchase another.

The following Bill was made the Special Order for to-morrow at 12 M., on motion of Mr. W. J. JOHNSON:

S. 190.—Mr. W. J. Johnson: A Bill to reorganize the military forces of this State, to adopt and make of force a Military Code, and to provide penalties for the violation thereof and to repeal all laws referring to the military forces not herein re-enacted.

RECONSIDERED.

Mr. McGOWAN moved to reconsider the vote whereby

H. 346 (385).—Judiciary Committee: A Bill to divide the State into ten Judicial Circuits, and arrange the same,

Passed its third reading and was ordered returned to the House of Representatives.

The motion was agreed to.

Mr. McGOWAN moved to reconsider the vote whereby his amendment was adopted.

The vote was reconsidered, and the amendment withdrawn.

The Bill was then amended as follows:

On motion of Mr. McGOWAN:

Amend the amendment of Senator E. S. Blease by inserting the word "and," between the word "Spartanburg," and the word Union, and by striking out the words "and Laurens" immediately after the word "Union," on line 18 of the printed Bill, and by inserting the word "Laurens," immediately after the word "Saluda," and before the word "and," on line 20, of the printed Bill.

The Bill then passed its third reading and was ordered to be returned to the House, with amendments.

SECOND READING BILLS.

S. 132.—Mr. Brown: A Bill to require all common carriers for hire to transport Sheriffs and their deputies free when on official business.

Report unfavorable.

Mr. W. E. JOHNSON moved to strike out the enacting words of the Bill.

The question was taken on agreeing to the motion of the Senator from Aiken, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bates, Bivens, Black, Blake, Christensen, Davis,

Douglass, Earle, Efird, Hardin, Hay, Hood, Hough, Hudson, W. E. Johnson, Manning, Marshall, McLeod, Stackhouse, Talbert, von Koltz, Walker and Williams—23.

Nays—Messrs. C. L. Blease, E. S. Blease, Brown, Carpenter, W. J. Johnson, Peurifoy and Wells—7.

So the motion was agreed to and the enacting words of the Bill stricken out.

S. 140.—Mr. Marshall: A Bill to further regulate the salaries of certain Court Stenographers.

Report unfavorable.

On motion of Mr. MARSHALL, the Bill was continued to the next session.

S. 144.—Mr. Hood: A Bill prescribing the proof of the incompetency of witnesses.

Report unfavorable.

Mr. HAY moved the adoption of the unfavorable report of the Committee.

After debate by Messrs. HAY, HOOD, HUDSON and RAY-SOR,

The unfavorable report and the Bill rejected.

Mr. COLE L. BLEASE called up

SPECIAL ORDERS.

S. 179.—Mr. Cole L. Blease: A Bill to amend Section 2729 of Code of Laws, Volume 1, 1902, relating to disqualification of Justices of Supreme Court to sit in certain cases.

Report unfavorable.

S. 182.—Mr. Cole L. Blease: A Bill to amend Section 2820, Code of Laws of South Carolina, Vol. 1, 1902, relating to disqualification of Judges to preside in the trial of certain causes.

Report unfavorable.

On motion of Mr. COLE L. BLEASE, both Bills were considered together.

Mr. HAY moved to strike out the enacting words of both Bills.

After debate by Messrs. COLE L. BLEASE, HAY, HUDSON and HARDIN,

Mr. HARDIN moved to indefinitely postpone the Bill.

The question was taken on agreeing to the motion of the Senator from Chester, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Brice, Brooks, Christensen, Davis, Hardin, Hay,

Hough, Hudson, Manning, Marshall, McGowan, McIver, McLeod, Raysor, Stackhouse, Walker, Wells and Williams—18.

Nays—Messrs. Bates, Bivens, Black, Blake, C. L. Blease, E. S. Blease, Carpenter, Douglass, Earle, Hood, Holliday, W. J. Johnson, Peurifoy and Talbert—14.

So the motion was agreed to and the Bills indefinitely postponed.

Mr. W. J. JOHNSON called up

H. 272 (252).—Mr. Pollack: A Bill to make additional provisions for the inspection of fertilizers and fertilizing materials, and for an additional experimental station at Winthrop College.

Majority and minority report.

The Bill was read and Mr. RAYSOR moved to strike out the enacting words.

After debate by Messrs. W. J. JOHNSON, CARPENTER, HARDIN and McIVER,

Further debate was adjourned until to-night.

RECESS.

On motion of Mr. RAYSOR, the Senate, at 1.55 P. M., recessed from business until 8 o'clock this evening.

NIGHT SESSION.

The Senate reassembled at 8 P. M., and was called to order by the PRESIDENT.

INTRODUCTION OF BILLS.

The following Bills and Resolutions were introduced, under suspension of Rule XXXVI.:

S. 434.—Mr. STACKHOUSE: A Bill to amend Section 1362, Volume 1, Code of Laws, 1902, so as to include Marion County therein at a two mill levy.

Read the first time and ordered placed on the Calendar without reference.

S. 435.—Mr. BROWN: A Joint Resolution (with a petition) to provide for payments of \$89 32-100 to Hartsville Cotton Mill, of Darlington County, for moneys advanced in guarding, treating and feeding patients quarantined from smallpox by order of State Board of Health.

Read the first time and referred to the Committee on Finance.

S. 436.—Mr. BROWN: A Joint Resolution for payment of \$45.00 each to James Register and John A. Russell for fifteen each, extra services as County Commissioners in 1904.

Read the first time and ordered placed on the Calendar without reference.

PAPER FROM THE HOUSE OF REPRESENTATIVES.

The House sent the Senate the following:

MESSAGE No. 25.

In the House of Representatives,
Columbia, S. C., February 10, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has refused to concur in all of the Senate amendments to

H. 385 (S. 346).—Judiciary Committee: A Bill to divide the State into ten Judicial Circuits, and arrange the same.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

On motion of Mr. McGOWAN, the Senate insisted on its amendments, and asked for a Committee of Conference.

Whereupon the PRESIDENT appointed Messrs. Raysor and E. S. Blease of the Committee of Conference on the part of the Senate, and a message was sent to the House accordingly.

The Senate proceeded to the consideration of

SECOND READING BILLS.

S. 342.—Mr. W. E. Johnson: A Bill to provide against strikes, lockouts and similar troubles.

Report favorable.

On motion of Mr. HOOD, the following proposed amendment was ordered printed in the Journal:

By Mr. EARLE:

Amend Bill 342, Section 1, line 20, add after the word "elsewhere," and no such employer shall discharge from employment or reduce or dock the wages of such employee on account of such employee being or becoming a member of any labor union or organization.

Further consideration was then postponed.

S. 349.—Mr. W. E. Johnson: A Bill to amend Section 1 of an Act entitled "An Act to further regulate the appointment and pay of State Constables, by striking out Section 661, in Vol. 1, Code of Laws, 1902, page 271, and insert a Section in lieu thereof," approved 19th day of February, A. D. 1903, so as to increase the pay of State Constables.

Report favorable.

The Bill was read, and

Mr. BROWN moved to strike out the enacting words.

After debate by Messrs. BROWN and W. E. JOHNSON,

The question was taken on agreeing to the motion of the Senator from Darlington, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bates, Black, Blake, Brice, Brooks, Brown, Butler, Douglass, Hood, Hough, W. J. Johnson and Talbert—12.

Nays—Messrs. Bivens, C. L. Blease, E. S. Blease, Carpenter, Davis, Earle, Efird, Hardin, Hay, Hudson, W. E. Johnson, Manning, McIver, McLeod, Raysor and Wells—16.

So the motion was lost and the Senate refused to strike out the enacting words.

Mr. W. J. JOHNSON offered the following amendment:

Amend on line 16 by striking out the word "three" and insert "two and a half."

Mr. HAY moved to lay the amendment on the table.

The Senate refused to lay the amendment on the table.

Upon the question of adopting the amendment the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bates, Bivens, Black, Blake, C. L. Blease, E. S. Blease, Carpenter, Davis, Douglass, Earle, Efird, Hardin, Hay, Hough, Hudson, W. J. Johnson, Manning, McGowan, McIver, McLeod, Peurifoy, Raysor and Wells—23.

Nays—Messrs. Brice, Brooks, Brown, Butler, Hood, W. E. Johnson and Talbert—7.

So the amendment was adopted.

The Bill was ordered placed on the Calendar for a third reading.

S. 423.—Mr. Peurifoy: A Bill to amend an Act entitled "An Act to amend Section 1509 of the Code of Laws, South Carolina, Volume 1, 1902, relating to Stock Law in Colleton County," approved 19th February, 1904, so as to repeal the exemption from the Stock Law of a certain territory in Colleton County.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading.

Mr. JOHNSON called up

SPECIAL ORDER.

H. 272 (252).—Mr. Pollock: A Bill to make additional provisions for the inspection of fertilizers and fertilizing materials, and for an additional experimental station at Winthrop College.

Majority and minority reports.

Second reading.

The pending question was the motion of Mr. Raysor to strike out the enacting words of the Bill.

After debate by Messrs. RAYSOR, McIVER, WELLS, McGOWAN,

Mr. BLAKE moved that the debate be adjourned until to-morrow morning immediately after the morning hour.

The motion was agreed to.

LEAVE OF ABSENCE.

Mr. EFIRD asked for and obtained leave of absence for the Senator from Hampton for two days.

ADJOURNMENT.

Mr. HOOD moved that when the Senate adjourned, it adjourn to meet to-morrow at 11 A. M.

On motion of Mr. MANNING, the Senate, at 9.30 o'clock, adjourned.

SATURDAY, FEBRUARY 11, 1905.

The Senate assembled at 11 A. M., the hour to which it stood adjourned, and was called to order by the PRESIDENT.

The roll was called, and, a quorum answering to their names, the PRESIDENT announced the Senate ready to proceed to business.

The proceedings were opened with prayer by the Rev. Walter I. Herbert, Chaplain.

The Clerk proceeded to read the Journal of yesterday, whereupon on motion of Mr. COLE L. BLEASE, the further reading of the Journal was dispensed with.

The PRESIDENT called for Petitions, Memorials, Presentments of Grand Juries and such like papers.

INTRODUCTION OF BILLS.

The following Bills and Resolutions were introduced, under suspension of Rule XXXVI.:

S. 439.—Mr. COLE L. BLEASE: A Bill to amend Section 2729 of Code of Laws, Volume 1, 1902, relating to disqualification of Justices of Supreme Court to sit in certain causes.

Read the first time and ordered placed on the Calendar without reference.

On motion of Mr. COLE L. BLEASE, the Bill was continued to the next session.

S. 440.—Mr. COLE L. BLEASE: A Bill to amend Section 2820, Code of Laws of South Carolina, Volume 1, 1902, relating to disqualification of Judges to preside in the trial of certain causes.

Read the first time and ordered placed on the Calendar without reference.

On motion of Mr. COLE L. BLEASE, the Bill was continued to the next session.

REPORTS OF COMMITTEE.

Mr. MANNING, from the COMMITTEE on Finance, submitted an unfavorable report on

H. 374 (372).—Mr. Davis: A Bill to authorize the County Board of Commissioners of Berkeley County to draw their warrant in favor of L. A. Coward for \$75.00 for building Garner's Bridge, and to require the County Treasurer to pay the same.

On motion of Mr. MANNING, the unfavorable report of the Committee was adopted and the Bill rejected.

Mr. MANNING, from the COMMITTEE on Finance, submitted a favorable report on

H. 389 (471).—Mr. Nicholson: A Bill to authorize the Clerk of Court of Edgefield County to dispose of and pay out certain pension funds now in his possession to Nellie Creed, T. J. McManus, Amanda Jones, Mrs. N. F. Brown and W. L. Quattlebaum.

Ordered for consideration to-morrow.

Mr. MANNING, from the COMMITTEE on Finance, submitted a favorable report on

H. 419 (435).—Mr. Patterson: A Bill to establish an industrial school for boys, and to provide for its government and maintenance.

Ordered for consideration to-morrow.

Mr. MANNING, from the COMMITTEE on Finance, submitted a favorable report on

S. 435.—Mr. Brown: A Joint Resolution (with a petition) to provide for payments of \$89 32-100 to Hartsville Cotton Mill, of Darlington County, for moneys advanced in guarding, treating and feeding patients quarantined from smallpox by order of State Board of Health.

Ordered for consideration to-morrow.

Mr. MANNING, from the COMMITTEE on Finance, submitted a favorable report on

H. 437 (581).—Ways and Means Committee: A Bill to make appropriations to meet the ordinary expenses of the State Government for the fiscal year commencing January 1, 1905.

Ordered for consideration to-morrow.

REPORT OF CONFERENCE COMMITTEE.

The Committee on Conference, to whom was referred

H. 346 (385).—A Bill to divide the State into ten Judicial Circuits, and arrange the same, and to provide in what cases Special Judges may be appointed to hold any of the Courts, respectfully report that they have duly and carefully considered the same, and failing to agree, recommend the appointment of a Committee on Free Conference.

EUGENE S. BLEASE,

T. M. RAYSOR,

On the part of the Senate.

PAUL HEMPHILL,

PAUL E. HUTTO,

J. W. NASH,

On the part of the House.

The report was adopted.

Whereupon the PRESIDENT appointed Messrs. McGowan, Hay, and Brown of the Committee of Free Conference on the part of the Senate, and a message was sent to the House accordingly.

PAPERS FROM THE HOUSE OF REPRESENTATIVES.

The House sent the Senate the following:

H. 437 (581).—The Ways and Means Committee: A Bill to make appropriations to meet the ordinary expenses of the State Government for the fiscal year commencing January 1st, 1905.

Read the first time and referred to the Committee on Finance.

H. 441 (468).—Mr. Bruce: A Bill to amend an Act entitled "An Act to regulate the practice of medicine in South Carolina, to provide for a State Board of Medical Examiners and to define their duties and powers," approved 27th day of February, A. D. 1904, as to time of meeting of the Board, and as to amount of license fees.

Read the first time and referred to the Committee on Medical Affairs.

Also, the following

CLAIM.

H. 438 (493).—Claim of E. H. Aull Co., \$200.00.

Which was referred to the Committee on Claims and Grievances.

MESSAGE No. 25.

In the House of Representatives,
Columbia, S. C., February 10, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has appointed as a Committee of Conference to

H. 385 (S. 346).—Judiciary Committee: A Bill to divide the State into ten Judicial Circuits, and arrange the same,

On the part of the House, Messrs. Hemphill, Hutto and Nash.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 26.

In the House of Representatives,
Columbia, S. C., February 10, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has concurred to the Senate amendments to the following:

H. 51.—Mr. Sellers: A Bill for the protection of birds other than

game birds and their nests and eggs, and to provide for the punishment of violations thereof.

Also,

H. 145.—Mr. Wimberly: A Bill to amend Section 1525 of the Civil Code, 1902, relating to fences in the Counties of Berkeley, Dorchester and Horry.

Also,

H. 167.—Mr. Foster: A Bill to empower Heath Spring School District, No. 38, of Lancaster County, to increase school levy to five mills.

Also,

H. 458.—Mr. Spivey: A Bill to authorize and empower the County Board of Commissioners for Horry County to sell the County's Poor Farm and to purchase another.

Also,

H. 495.—Darlington Delegation: A Bill to authorize the Trustees of High Hill School District, being School District No. 12, of Darlington County, to issue bonds for the purpose of purchasing or paying for school sites and equipping same.

Also,

H. 532.—Mr. Foster: A Bill to empower School District No. 40, of Lancaster County, consisting of parts of said County and Kershaw County, to issue \$12,000.00 coupon bonds for school purposes.

Also,

H. 463.—Mr. Pyatt: A Joint Resolution to require the Comptroller General and County Supervisor of Georgetown County to draw their warrants in favor of H. Kammisky, said County, and State Treasurer to pay the same, for \$26.49 and \$50.00, respectively, to refund overpaid taxes.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 27.

In the House of Representatives,
Columbia, S. C., February 10, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has stricken out the enacting words to

H. 557 (S. 24.—Mr. Raysor): A Bill to amend Chapter XXXII.,
29—s J (500)

Criminal Code, Vol. II., Code of Laws of South Carolina, 1902, regulating the sale of spirituous liquors.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

The Senate proceeded to the consideration of the Calendar.

GENERAL ORDERS.

THIRD READING BILLS.

The following Bills were severally read the third time, passed and ordered sent to the House of Representatives:

S. 349.—Mr. W. E. Johnson: A Bill to amend Section 1 of an Act entitled "An Act to further regulate the appointment and pay of State Constables, by striking out Section 661, in Vol. 1, Code of Laws, 1902, page 271, and insert a Section in lieu thereof," approved 19th day of February, A. D. 1903, so as to increase the pay of State Constables.

Report favorable.

S. 423.—Mr. Peurifoy: A Bill to amend an Act entitled "An Act to amend Section 1509 of the Code of Laws, South Carolina, Volume 1. 1902, relating to Stock Law in Colleton County," approved 19th February, 1904, so as to repeal the exemption from the Stock Law of a certain territory in Colleton County.

Report favorable.

SECOND READING BILLS.

S. 130.—Mr. Mauldin: A Bill to prohibit the granting of hotel and beer privileges by the State Board of Control.

Report unfavorable.

The Bill was read.

Mr. BROWN moved to strike out the enacting words of the Bill.

After debate by Messrs. BROWN, BRICE, COLE L. BLEASE, HUDSON, MAULDIN, HAY, HOOD, TALBERT and WELLS,

Mr. COLE L. BLEASE moved to indefinitely postpone the Bill.

The question was taken on agreeing to the motion of the Senator from Newberry, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Blake, C. L. Blease, E. S. Blease, Brown, Carpenter, Davis, Douglass, Earle, Hay, Hudson, W. E. Johnson, Marshall, McGowan, von Kolnitz and Williams—15.

Nays—Messrs. Bates, Black, Brice, Brooks, Hardin, Hood, Hough, W. J. Johnson, Manning, Mauldin, McIver, McLeod, Peurifoy, Raysor, Talbert and Wells—16.

So the motion was lost and the Senate refused to indefinitely postpone the Bill.

PAIR ANNOUNCED.

I am paired with the Senator from Cherokee. If he were present he would vote "No," and I would vote "Aye."

D. E. HYDRICK.

Mr. RAYSOR offered the following amendment:

Amend the title by striking out the words "hotel and."

Amend Sec. 1 by striking out all after the word "beer," on line 4.

Amend Sec. 2 by striking out the words "hotel and," on line 1.

After debate by Messrs. RAYSOR, von KOLNITZ, HARDIN and MAULDIN,

Mr. BRICE moved to lay the amendment on the table.

The question was taken on agreeing to the motion of the Senator from York, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bates, Black, C. L. Blease, Brice, Butler, Carpenter, Davis, Douglass, Earle, Hardin, Hood, Hough, Hydrick, W. J. Johnson, Mauldin, McIver, McLeod, Talbert and Wells—19.

Nays—Messrs. Blake, E. S. Blease, Brooks, Brown, Christensen, Hay, Hudson, W. E. Johnson, Manning, Marshall, McGowan, Raysor, von Kolnitz and Williams—14.

So the motion was agreed to and the amendment was laid on the table.

Mr. COLE L. BLEASE moved to continue the Bill to the next session.

The question was taken on agreeing to the motion of the Senator from Newberry, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Blake, C. L. Blease, E. S. Blease, Brown, Davis, Douglass, Earle, Hay, Hudson, Hydrick, W. E. Johnson, Marshall, McGowan, Raysor, von Kolnitz and Williams—16.

Nays—Messrs. Bates, Black, Brice, Brooks, Butler, Carpenter, Christensen, Hardin, Hood, Hough, W. J. Johnson, Manning, Mauldin, McIver, McLeod, Talbert and Wells—17.

So the motion was lost.

The Bill was ordered placed on the Calendar for a third reading.

H. 210 (40).—Mr. Whaley: A Bill to vest the right, title and interest of the State in and to certain personal property.

Report favorable.

The Bill was read.

Mr. HAY moved to strike out the enacting words of the Bill.

After debate by Messrs. HAY, McLEOD, MAULDIN, W. J. JOHNSON, vol. KOLNITZ, BATES, RAYSOR and BRICE,

The question was taken on agreeing to the motion of the Senator from Kershaw, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bates, Blake, E. S. Blease, Brice, Brooks, Brown, Hay, Hood, Hough, Hydrick, Mauldin and McGowan—12.

Nays—Messrs. Black, C. L. Blease, Butler, Carpenter, Christensen, Davis, Douglass, Earle, Hardin, Hudson, W. E. Johnson, W. J. Johnson, Marshall, McLeod, Peurifoy, Raysor, Talbert, von Kolnitz, Wells and Williams—20.

So the motion was lost.

The Bill was ordered placed on the Calendar for a third reading.

S. 279.—Mr. Brice: A Bill to amend an Act entitled "An Act to amend Section 7 of an Act entitled 'An Act to provide for the election of the State Board of Control, and to further regulate the sale, use, consumption, transportation and disposition of intoxicating and alcoholic liquors or liquids in this State, and prescribe further penalties for violation of the Dispensary Law, and to police the same,' approved March 6, 1896," approved February 25th, A. D. 1904, by striking out and repealing the proviso of Section 7 of the original Act as therein appearing as to special tax levy and certain forfeitures.

Report unfavorable.

On motion of Mr. BRICE, the Bill was laid upon the table, with the privilege of withdrawing it from the files of the Senate.

S. 360.—Mr. Black: A Joint Resolution authorizing the Attorney General to mark satisfied a certain judgment against S. G. Mayfield, C. B. Free, Peter W. Sandifer and their estates or legal representatives of E. M. Kennerly and J. W. Lancaster (now deceased).

Report favorable, with amendments.

The Joint Resolution was read and the amendments proposed by the Committee adopted, to wit:

Amend the title by inserting on line 1, after the word "authorizing," the words "and directing," and by adding at the end thereof the following: "except the sum of three thousand dollars to be left open as security for the Sinking Fund Commission claim."

Strike out all of the preamble down to the words "Therefore, be it resolved," and insert in lieu thereof the following:

Whereas, the securities on the official bond of A. F. Free under the authority of the Joint Resolution of February 19, 1901, procured an order of the Court directing the Master of Barnwell County to give due notice to all claimants to file with him their claims against and under the official bond of A. F. Free, late County Treasurer of Barnwell County, and the said Master did publish his legal and proper notice calling in such claimants, and no claims were filed with him; and

Whereas, the Attorney General, acting on the request of the Sinking Fund Commission, brought an action against the sureties on said bond, entitled "The State vs. P. W. Sandifer, et al." to recover the amount of \$2,343.64 claimed, and the Courts held that further suit on the bonds was estopped; and

Whereas, the only claim outstanding, if it be one, is that of the Sinking Fund Commission for \$2,343.64 and the whole judgment for \$60,000.00 stands open and unsatisfied of record and is a cloud on the title of the property of the sureties."

Amend by striking out all after the enacting words and inserting in lieu thereof the following:

"Section 1. That the Attorney General be, and he hereby is, authorized and directed to enter satisfaction of record on said judgments obtained against said S. G. Mayfield, E. M. Kennerly, C. B. Free, P. W. Sandifer, as sureties on the official bonds of A. F. Free, Treasurer for Barnwell County, save and except the sum of three thousand dollars, which shall stand open to secure the payment of any sum which may be established under the claim of the Sinking Fund Commission.

"Sec. 2. That if the State should not establish any claims against the sureties of said A. F. Free, or on the payment of any claim which may be established thereunder, then the Attorney General is authorized and directed to enter full satisfaction on said judgment."

The Bill was ordered placed on the Calendar for a third reading.

S. 369.—Mr. Marshall: A Bill to require the Southern Railway Company to open up the eastern end of Richland and Laurel streets (in the city of Columbia) to traffic by bridging the cuts across said street through which said railroad passes.

Report favorable, with amendments.

The Bill was read and the amendments proposed by the Committee adopted, to wit:

Strike out in title of Bill the words "Richland and Laurel" and insert in lieu thereof the word "Lumber."

Strike out Section 1 and insert the following as ——

"Section 1. That upon the opening up of Lumber street in the city of Columbia where it is crossed by the Southern Railway Company, the said railway company is hereby required to build a bridge across the cuts or embankments over which said street is to pass, so that persons, vehicles and carriages can pass and repass safely."

Amend Section 2, line 2, by striking out the words "six months" and insert the words "sixty days."

The Bill was ordered placed on the Calendar for a third reading, with notice of general amendments.

H. 410 (29).—Mr. Toole: A Bill to amend an Act entitled "An Act to amend Section 7 of an Act entitled 'An Act to provide for the election of the State Board of Control, and to further regulate the sale, use, consumption, transportation, and disposition of intoxicating and alcoholic liquors or liquids in this State, and perscribe further penalties for violation of the Dispensary Laws, and to police the same,' approved March 6, 1896," approved February 25, 1894, by striking out and repealing the proviso to Section 7 of the original Act as therein appearing, as to special tax levy and certain forfeitures.

Report unfavorable.

On motion of Mr. BRICE, the Bill was made the Special Order for Monday next, at 8 P. M.

S. 436.—Mr. Brown: A Joint Resolution for payment of \$45.00 each, to James Register and John A. Russell for fifteen each, extra services as County Commissioners in 1904.

Without reference.

The Joint Resolution was read and ordered placed on the Calendar for a third reading.

REPORT OF FREE CONFERENCE COMMITTEE.

The Committee on Free Conference, to whom was referred a Bill to divide the State into ten Judicial Circuits and arrange the same, and to provide in what cases Special Judges may be appointed to hold any of the Courts, respectfully report that they have carefully considered the same, and recommend that the title be amended by striking out the following words: "and to provide in what cases Special Judges may be appointed to hold any of the Courts."

2d. That the Bill be amended by changing the numbers of the Circuits as follows: Amend Sec. 1, line 3, by striking out "1st," and

inserting in lieu thereof the word "ninth;" on line 5, by striking out the word "second" and inserting the word "first;" on line seven by striking out the word "third" and inserting the word "second;" on line nine by striking out the word "fourth" and inserting the word "third;" on line eleven by striking out the word "fifth" and inserting the word "fourth;" on line thirteen by striking out the word "sixth" and inserting the word "fifth;" on line fifteen by striking out the word "seventh" and inserting the word "sixth;" on line seventeenth by striking out the word "eighth" and inserting the word "seventh," and on line nineteen by striking out the word "ninth" and inserting the word "eighth."

3d. That the House concur in all the Senate amendments.

4th. That a new Section be added, to be known as Section 3, to read as follows:

"Sec. 3. That this Act go into effect immediately upon its approval by the Governor."

Respectfully submitted,

J. T. HAY,
F. P. MCGOWAN,
GEORGE W. BROWN,

On part of the Senate.

R. S. WHALEY,
A. L. GASTON,
J. C. OTTS,

On part of the House.

The report was adopted and a message was sent to the House accordingly.

RECONSIDERED.

Mr. HAY moved to reconsider the vote whereby the unfavorable report of the Committee was adopted on

H. 365 (80).—Mr. Richards: A Bill to require School Trustees to make annual reports to the patrons of public schools.

And the Bill rejected.

The motion was agreed to.

The Bill was ordered placed on the Calendar.

Mr. WELLS moved to reconsider the vote whereby the unfavorable report was adopted on

S. 49.—Mr. Wells: A Bill to validate the last will and testament of Amanda S. Keigan.

The motion was agreed to.

The Bill was ordered placed on the Calendar.

Mr. HOOD moved to reconsider the vote whereby

H. 381 (486).—Mr. Prince: A Bill to amend the charter of incorporation of Williamston Female College, of Greenwood, South Carolina, so as to change the name thereof to Lander College, and so as to authorize said college to confer degrees.

Passed its third reading and was ordered returned to the House, with amendments.

The motion was agreed to and the Bill recalled from the House.

Mr. HOOD moved to reconsider the vote whereby the amendment proposed by him was adopted.

The motion was agreed to.

On motion of Mr. HOOD, the amendment was laid upon the table.

On motion of Mr. HOOD, the Bill was amended as follows:

Strike out all of Section 2, after the word "empowered," and insert the following: Through its Board of Trustees, on the recommendation of its Faculty, to confer the usual literary degrees.

The Bill then passed its third reading and was ordered returned to the House, with amendments.

LEAVE OF ABSENCE.

Mr. COLE L. BLEASE asked for and obtained leave of absence for the Senator from Dorchester for one day.

Mr. WELLS asked for and obtained leave of absence for the Senator from Horry until Tuesday next.

ADJOURNMENT.

At 2.05 P. M. the Senate, on motion of Mr. COLE L. BLEASE, adjourned.

MONDAY, FEBRUARY 13, 1905.

The Senate assembled at 12 M., the hour to which it stood adjourned, and was called to order by the PRESIDENT.

The roll was called, and, a quorum answering to their names, the PRESIDENT announced the Senate ready to proceed to business.

The proceedings were opened with prayer by the Rev. Walter I. Herbert, Chaplain.

The Clerk proceeded to read the Journal of yesterday, whereupon on motion of Mr. EFIRD, the further reading of the Journal was dispensed with.

The PRESIDENT called for Petitions, Memorials, Presentments of Grand Juries and such like papers.

INTRODUCTION OF BILLS.

The following Joint Resolutions were introduced, under suspension of Rule XXXVI.:

S. 442.—Mr. BROWN: A Joint Resolution to provide for payment of \$50 to W. H. Lawrence, Treasurer of Darlington County, for Clerk hire in collecting commutation tax in 1904.

Read the first time and ordered placed on the Calendar for consideration to-morrow, without reference or printing.

S. 443.—Mr. WALKER: A Joint Resolution authorizing the Georgetown and Western Railroad Company to construct and maintain a bridge across the Sampit River, in Georgetown County.

Read the first time and ordered placed on the Calendar for consideration to-morrow, without reference or printing.

Mr. EARLE presented the following

RESOLUTION.

Resolved, That the Honorable Speaker and Members of the House of Representatives be invited to attend in the Senate Chamber at 1.30 P. M. this day for the purpose of ratifying Acts.

The Resolution was agreed to and the invitation sent to the House accordingly.

PAPERS FROM THE HOUSE OF REPRESENTATIVES.

The House sent the Senate the following:

MESSAGE No. 27.

In the House of Representatives,
Columbia, S. C., February 13, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it accepts your invitation to attend in the Senate Chamber this day at 1.30 P. M. for the purpose of ratifying Acts.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 28.

In the House of Representatives,
Columbia, S. C., February 13, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it adopted the report of the Committee of Free Conference to

H. 346 (S. 385).—Judiciary Committee: A Bill to divide the State into ten Judicial Circuits, and arrange the same.

And the Bill having received three readings in both Houses, it was ordered that the title be changed to that of an Act, and that the Bill be enrolled for ratification.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 29.

In the House of Representatives.
Columbia, S. C., February 13, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has concurred in the Senate amendments to

H. 486.—Mr. Prince: A Bill to amend the charter of incorporation of Williamston Female College, of Greenwood, South Carolina, so as to change the name thereof to Lander College, and so as to authorize said college to confer degrees.

And the Bill having received three readings in both Houses, it was ordered that the title be changed to that of an Act, and that the Bill be enrolled for ratification.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

The Senate proceeded to the consideration of the Calendar.

GENERAL ORDERS.

THIRD READING BILLS.

The following Bill and Joint Resolutions were severally read the third time, passed and ordered sent to the House of Representatives:

S. 360.—Mr. Bläck: A Joint Resolution authorizing the Attorney General to mark satisfied a certain judgment against S. G. Mayfield, C. B. Free, Peter W. Sandifer and their estates or legal representatives of E. M. Kennerly and J. W. Lancaster (now deceased).

S. 369.—Mr. Marshall: A Bill to require the Southern Railway Company to open up the eastern end of Richland and Laurel streets (in the city of Columbia) to traffic by bridging the cuts across said street through which said railroad passes.

S. 436.—Mr. Brown: A Joint Resolution for payment of \$45.00 each, to James Register and John A. Russell for fifteen each, extra services as County Commissioners in 1904.

RECOMMITTED.

Mr. COLE L. BLEASE moved to recommit the following Bill:

S. 130.—Mr. Mauldin: A Bill to prohibit the granting of hotel and beer privileges by the State Board of Control.

The question was taken on agreeing to the motion of the Senator from Newberry, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Blake, C. L. Blease, E. S. Blease, Brown, Carpenter, Douglass, Efird, Hudson, Hydrick, W. E. Johnson, Marshall, McGowan, Stackhouse, von Kolnitz, Walker and Warren—16.

Nays—Messrs. Black, Brice, Butler, Christensen, Hood, Hough, W. J. Johnson, Mauldin, McIver, McLeod, Peurifoy, Talbert and Wells—13.

So the Bill was recommitted.

PAIRS ANNOUNCED.

I am paired with the Senator from Clarendon. If present he would vote "Aye," I would vote "Nay."

P. L. HARDIN.

I am paired with the Senator from Dorchester. If present he would vote "Aye," I would vote "Nay."

J. H. BROOKS.

SECOND READING BILLS.

S. 49.—Mr. Wells: A Bill to validate the last will and testament of Amanda Keigan.

Report unfavorable.

The Bill was read and on motion of Mr. WELLS, was amended as follows:

Amend No. 49, printed Bill, in title, by striking out all of said title and substituting in lieu thereof the following: .

"To vest the right, title and interest of the State in and to certain property of Amanda S. Keigan, deceased, now in the hands of William Hoffmeyer and J. J. Jennings, administrators, and liable to escheat in Kate Robinson, Jesse Jennings, E. H. Lucas, Warden St. John's Episcopal Church, Ollie Keigan, William Henry Keigan and Eliza Skipper, and to make them the legal heirs of the said Amanda S. Keigan."

Also, amend same Bill by striking out all after the enacting words and substituting in lieu thereof the following:

"That all right, title and interest, which the State has in the property of Amanda S. Keigan, deceased, liable to escheat, be, and the same is hereby, vested in Kate Robinson, Jesse Jennings, E. H. Lucas, Warden St. John's Episcopal Church, Ollie Keigan, William Henry Keigan and Eliza Skipper, after the payment of all debts and funeral expenses, in such proportions as set out in memoranda left in hands of William Hoffmeyer and J. J. Jennings, administrators."

The Bill was ordered placed on the Calendar for a third reading, with notice of general amendments.

S. 115.—Mr. Brooks: A Bill to establish an infirmary for Confederate Veterans.

Report favorable, with amendments.

The Bill was read and the Committee amendments adopted, to wit:

Strike out all after the enacting words and insert in lieu thereof the following:

Section 1. That the Regents for the State Hospital for the Insane be, and they are hereby, empowered and required to establish and manage an infirmary for the infirm and destitute Confederate sailors and soldiers of the State on what is known as the Wallace land, now owned by the State near the State Hospital for the Insane. That said Regents shall prescribe rules regulating admission to said infirmary: *Provided*, That one veteran shall be admitted from each County on the recommendation of the County Pension Board: *Provided, further*, That in case any County Board fails to make such recommendation, the said Board of Regents may fill the vacancy from the same, or any other County.

Section 2. That the money now in the hands of the State Treasurer which has been accumulated from the pension appropriation by reason of said money not having been claimed by pensioners, together with

such other funds as may be provided by the General Assembly, shall be used for the establishing and maintaining said infirmary.

The Bill was ordered placed on the Calendar for a third reading.

S. 180.—Mr. Hood: A Bill to change the County line of Anderson County, so as to incorporate a portion of Abbeville County.

Report unfavorable.

The Bill was read and Mr. BLAKE moved the adoption of the unfavorable report and rejection of the Bill.

After debate by Messrs. HOOD and BLAKE,

The question was taken on agreeing to the motion of the Senator from Abbeville, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Black, Blake, C. L. Blease, E. S. Blease, Brice, Brooks, Butler, Carpenter, Christensen, Douglass, Earle, Efrid, Hardin, Hay, Hough, Hudson, Hydrick, W. E. Johnson, W. J. Johnson, Manning, Marshall, McGowan, McIver, Peurifoy, Raysor, Stackhouse, Talbert, Walker and Warren—29.

Nays—Messrs. Dennis, Hood, Mauldin and McLeod—4.

So the motion was agreed to and the Bill rejected.

S. 348.—Mr. Hydrick: A Bill to amend an Act entitled "An Act to encourage the establishment of libraries in the public schools of the rural districts," approved 18th February, 1904.

Without recommendation.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 419 (435).—Mr. Patterson: A Bill to establish an industrial school for boys, and to provide for its government and maintenance.

Report favorable.

On motion of Mr. CHRISTENSEN, the Bill was made the Special Order for to-morrow at 8 P. M.

CONTINUED.

On motion of Mr. HOOD:

S. 153.—Mr. Hood: A Bill to amend Subdivision 2, of Section 2491, of Code of Laws of South Carolina, 1902, Vol. 1, reducing the time to prove wills or other forms of law to two years.

And

S. 174.—Mr. Hood: A Bill to amend Section 2449 of the Code of Laws of South Carolina, 1902, as amended by an Act entitled "An Act to amend an Act entitled an Act to amend Section 2449 of the Code of Laws of South Carolina, 1902, concerning the lien of certain

mortgages, as amended by an Act approved the 23d day of February, 1903, by adding a proviso thereto," approved 20th February, 1904, to prevent the renewal of the lien of such mortgages,

Were continued to the next session.

RATIFICATION OF ACTS.

The Honorable the Speaker and Members of the House of Representatives attended in the Senate Chamber at 1.30 P. M., when the following Acts and Joint Resolutions were duly ratified:

H. 392.—Mr. D. L. Green (S. 194): An Act to repeal Section 1507, Article II., Vol 1, Code of Laws of South Carolina, 1902, relating to the General Stock Law.

H. 155.—Mr. Haskell (S. 254): An Act to make it a misdemeanor to place any explosive substance whatever upon the rail of any railroad in this State by any unauthorized persons.

H. 193.—Mr. Nash (S. 208): An Act to ratify the amendment of the Constitution of 1895, whereby a new Article thereof is added, relating to roads, highways and drainage.

H. 194.—Mr. Nash (S. 207): An Act to ratify the amendment to the Constitution of 1895 whereby Subdivisions II. and IX., of Section 34, Article III., thereof is repealed.

H. 32.—Mr. Morgan (S. 206): An Act to ratify the amendments of Section 7, Article VIII., of the Constitution of 1895, relating to municipal bonded indebtedness.

H. 5.—Mr. Nash (S. 219): An Act to further provide for the creation and continuance, and to define the duties and powers, of the Historical Commission of the State, now existing under the terms of an Act entitled "An Act to provide for the appointment of a Historical Commission of the State of South Carolina, for the purpose of collecting and preserving all matters relating to the history of the State," approved December 27, A. D. 1894.

H. 253.—Mr. Lawson (S. 204): A Joint Resolution (with a petition), to refund to G. D. Norris, of Darlington County, \$15.26 excess of taxes paid by him.

H. 111.—Mr. Hemphill (S. 255): An Act to amend an Act entitled "An Act to incorporate Mount Pleasant and Georgetown Railway Company."

H. 153.—Mr. M. W. Walker (S. 214): An Act to amend Section 1040, Civil Code, 1902, so far as same relates to Spartanburg County, by making salaries therein provided payable monthly at the option of the Magistrates and Constables.

H. 404.—Newberry Delegation (S. 193) : An Act to amend an Act entitled "An Act to enable and authorize School District No. 14, in Newberry County, to issue bonds for the purpose of building and erecting a school house therein, and to purchase a lot therefor," approved 20th day of February, A. D. 1904, and to validate the bonds issued under authority of said Act.

H. 126.—Mr. Laney (S. 247) : An Act to authorize the Trustees of Jefferson Special School District, No. 9, in Chesterfield County, to issue bonds for the purpose of erecting school buildings and equipping same and purchasing a lot or lots.

H. 99.—Mr. Richards (S. 168) : An Act to amend an Act entitled "An Act to authorize the establishment of municipal Courts in cities having a population of not less than four thousand and not more than twenty thousand inhabitants."

H. 48.—Mr. Cloy (S. 151) : An Act to declare seduction of any woman, under promise of marriage, a crime, and fixing the punishment therefor.

H. 383.—Mr. Bass (S. 198) : A Joint Resolution to authorize and require the Board of County Commissioners of Williamsburg County to draw their warrant upon the County Treasurer of said County in favor of Pauly Jail Building Company for the sum of four hundred and sixty dollars, to pay balance due for building County jail, and to authorize Treasurer to pay same.

H. 246.—Mr. Morrison (S. 205) : An Act to authorize the Trustees of Greenwood School District, No. 18, to borrow money to pay off past indebtedness.

H. 384.—Mr. Whaley (S. 195) : An Act to amend Section 163 of the Criminal Code of South Carolina, so as to make it a crime to break into any vessel.

H. 232.—Mr. Sinkler (S. 199) : An Act to amend Section 146, Code of Civil Procedure, by adding at the end of said Section a proviso thereto.

H. 198.—Mr. Lyon (S. 192) : An Act to require the Secretary of State to make reports to the Comptroller General of certain fees and funds, and to fix the time for the payment thereof to the State Treasurer.

H. 180.—Mr. Richards (S. 202) : A Joint Resolution to refund certain overpaid taxes to W. L. DePass.

H. 9.—Mr. Kershaw (S. 186) : An Act to amend an Act entitled "An Act to amend Section 1731, Vol. 1, Code of Laws, South Carolina, 1902, so as to reduce tobacco warehouse charges," approved the

1st day of March, 1904, so as to restore the charges changed by said Act.

H. 408.—Mr. Lawson (S. 248): An Act to create the Township of Clyde, in Darlington County, and to change the boundary line of Hartsville Township, in said County.

H. 144.—Mr. Higgins (S. 213): An Act to authorize and empower School District, No. 52, Newberry County, in the State of South Carolina, to issue bonds for purchase of a lot and the erection and equipment of a school building thereon; to provide for a Building Committee, and to provide for the payment of said bonds and the interest thereon.

The Sergeant-at-Arms announced

MESSAGE FROM THE GOVERNOR.

Message No. 5, from his Excellency Governor D. C. Heyward, was presented to the Senate by J. E. Norment, Private Secretary.

The message was read as follows:

State of South Carolina,
Executive Chamber,
Columbia, February 13, 1905.

SPECIAL MESSAGE No. 5.

To the Honorable the Gentlemen of the General Assembly:

In accordance with Section 557 of the Dispensary Law of South Carolina, I have the honor to herewith transmit for your consideration a copy of the report of the Expert Accountants, appointed to make an examination of all books of accounts, vouchers, warrants, invoices and all entries thereof of the State Dispensary for the fiscal year commencing December 1, 1903, and ending November 30, 1904.

I have the honor to be,

Respectfully yours,

D. C. HEYWARD, Governor.

To his Excellency, D. C. Heyward, Governor of South Carolina.

Sir: By virtue of authority from your appointment, dated December 22d, 1904, according to Section 557 of Dispensary Law of South Carolina, creating us a Committee of Expert Accountants to make an examination of all books of accounts, vouchers, warrants, invoices and all entries thereof of the State Dispensary for the fiscal year commencing December 1st, 1903, and ending November 30th, 1904; hav-

ing this day completed a most thorough and careful examination of the same; we now have the honor to make the following report:

1904.

ASSETS.

Cash in State Treasury Nov. 30, '04.....	\$41,268 96
Teams and Wagons.....	64 00
Supplies (Inventory Nov. 30th, '04).....	7,043 75
Machinery and Office Fixtures.....	6,328 56
Contraband (Inventory Nov. 30th, '04).....	1,498 20
Real Estate (Inventory Nov. 30th, '04).....	52,860 56
Merchandise in hands of Dispensers Nov. 30th, '04....	494,388 26
Merchandise (Inventory of Stock at State Dispensary).	403,569 21
Suspended Accounts	2,896 24
Personal Accounts due State for alcohol, empty barrels, etc.	19,479 31
Total Assets ..	<u>\$1,029,397 05</u>

LIABILITIES.

School Fund.. . . .	\$518,675 77
Personal Accounts due by State for supplies, whiskies, wines, beer, etc..	510,721 28
Total Liabilities ..	<u>\$1,029,397 05</u>

PROFITS.

Gross profits on Merchandise sold during year.....	652,118 75
Contraband seizures ..	7,146 97
State's share of profits on beer sold by Germania Brew- ing Co..	719 75
Received on H. T. Eden's Account.....	54 03
Total Profits	<u>\$660,039 50</u>

LOSSES.

Supplies used ..	\$231,477 03
Insurance premiums ..	10,116 93
Breakage and Leakage.....	661 51
Freight and Express charges.....	99,524 18

Labor (pay rolls)	33,873 69
Express Account.. . . .	43,372 87
Constabulary.. . . .	66,412 12
Litigation.. . . .	1,627 64
Revenue License.. . . .	125 00
Robbery of Dispensary, June 6th, '03.....	9 32
Robbery of Dispensary, May 13th, '04.....	72 36
Loss by fire	980 98
Refunded by State Board to Dispenser, Aiken.....	408 14
State's net profit passed to credit School Fund.....	171,377 73
	<hr/>
	\$660,039 50

CASH STATEMENT FOR FISCAL YEAR ENDING NOVEMBER 30, 1904.

RECEIPTS.

Balance in State Treasury Nov. 30, '03.....	\$20,989 92
December, '03, receipts.....	\$355,883 85
January, '04, receipts.....	248,604 79
February, '04, receipts	237,570 63
March, '04, receipts	236,449 40
April, '04, receipts	189,039 75
May, '04, receipts	219,018 73
June, '04, receipts	180,452 31
July, '04, receipts	178,181 02
August, '04, receipts	219,619 80
September, '04, receipts	241,437 78
October, '04, receipts	290,528 06
November, '04, receipts	327,522 13
Total receipts for year.....	<hr/> 2,924,308 25
	<hr/>
	\$2,945,298 17

DISBURSEMENTS.

December, '03 .. .	\$356,440 00
January, '04 .. .	236,797 07
February, '03.. .	252,131 87
March, '04 .. .	266,612 53
April, '04 .. .	193,447 42
May, '04 .. .	194,066 00
June, '04.. .	201,672 33
July, '04....	162,383 96

August, '04.	195,132	51	
September, '04.	225,584	82	
October, '04.	229,721	86	
November, '04	390,038	84	\$2,904,029 21
Balance in State Treasury Nov. 30, '04			41,268 96
Total.			\$2,945,298 17

PURCHASES FOR FISCAL YEAR ENDING NOVEMBER 30, 1904.

	Whiskies, wines beer, etc.	Bottles, corks, labels, etc.
December.	\$303,518 60	\$25,771 97
January.	62,128 32	21,708 61
February.	287,532 01	23,412 80
March.	179,408 56	14,314 95
April.	86,292 55	16,150 04
May.	166,297 59	6,905 41
June.	98,177 23	8,589 69
July.	158,296 08	15,464 01
August.	167,561 52	22,905 86
September.	184,346 01	9,995 96
October.	297,044 33	21,966 87
November.	325,639 78	24,717 38
Totals.	\$2,316,242 58	\$211,903 55

In conclusion, we desire to say that we have had access to all books, vouchers and accounts, and found the same kept in a correct and systematic manner; and the clerical force deserve great credit for accuracy and neatness.

Respectfully submitted,

J. W. JONES,
D. ZIMMERMAN,
Committee.

RECONSIDERED.

Mr. W. E. JOHNSON moved to reconsider the vote whereby the unfavorable report was adopted on

H. 392 (513).—Mr. Cloy: A Joint Resolution to authorize and re-

quire the payment of sixteen dollars and thirty cents to Mrs. Elizabeth Samuel, of Aiken, S. C.

And the Bill rejected.

The motion was agreed to.

The Bill was recommitted to the Committee on Finance.

SPECIAL ORDERS.

S. 45.—Mr. Marshall: A Bill to convert South Carolina College into a University, under the name of University of South Carolina.

Second reading.

On motion of Mr. MARSHALL, the Bill was continued to the next session.

S. 190.—Mr. W. J. Johnson: A Bill to reorganize the military forces of this State, to adopt and make of force a Military Code, and to provide penalties for the violation thereof and to repeal all laws referring to the military forces not herein re-enacted.

Report favorable.

Third reading.

On motion of Mr. W. J. JOHNSON,

H. 429 (430).—Mr. D. O. Herbert: A Bill to reorganize the military forces of this State; to adopt and make of force a military code, and to provide penalties for the violation thereof, and to repeal all laws referring to the military forces not herein re-enacted,

Was substituted for S. 190.

The Bill was read a second time, and pending consideration, the Senate took a recess.

RECESS.

On motion of Mr. COLE L. BLEASE, the Senate, at 2.10 P. M., recessed from business until 8 o'clock to-night.

NIGHT SESSION.

The Senate reassembled at 8 P. M. and was called to order by the PRESIDENT.

REPORTS OF COMMITTEES.

Mr. BUTLER, from the Committee on Incorporations, submitted a favorable report on

H. 379 (484).—Mr. Cothran: A Bill to incorporate Saluda River Power Company and to authorize said company to erect a dam or dams across Saluda River in Pickens and Greenville Counties, for development of the power of said river and converting same into electrical power.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

H. 392 (513).—Mr. Cloy: A Joint Resolution to authorize and require the payment of sixteen dollars and thirty cents to Mrs. Elizabeth Samuel, of Aiken County.

Ordered for consideration to-morrow.

Mr. RAYSOR, from the Committee on Railroads and Internal Improvements, submitted a favorable report on

H. 418 (376).—Mr. Brantley: A Bill to require railroads and any other common carriers operating in this State to provide toilet closets at stations, for the use and convenience of passengers.

Ordered for consideration to-morrow.

Mr. BUTLER, from the Committee on Incorporations, submitted an unfavorable report on

H. 386 (164).—Mr. Pittman: A Bill to amend an Act entitled "An Act to incorporate the town of Bishopville, in Sumter County," approved December 24, 1888, Statutes at Large, 229, as to the publication of receipts and disbursements by the municipal authorities.

On motion of Mr. BUTLER, the unfavorable report of the Committee was adopted and the Bill rejected.

Mr. BRICE, from the Committee on Claims and Grievances, submitted a favorable report on the following Claims:

H. 220 (281).—Claim of J. B. Armstrong, salary, \$47.23.

H. 222 (284).—Claim of Palmetto Bank and Trust Co., loan \$264.85.

H. 223 (285).—Robinson & Elliott, tax abatement, \$15.72.

H. 224 (286).—Claim of James Y. Culbreath, Special Judge, \$140.98.

H. 225 (287).—Claim of Evening Telegram, advertising, \$44.32.

H. 226 (288).—Claim of C. M. Matthews, services, \$11.60.

H. 227 (289).—Claim of Mrs. Sallie R. Brown, tax refund, \$13.80.

H. 228 (290).—Claim of J. Q. Marshall, Committee expenses, \$33.10.

H. 229 (291).—Claim of J. Q. Marshall, Committee expenses, \$26.40.

- H. 230 (292).—Claim of J. S. Trantham, expenses, \$92.00.
- H. 231 (293).—Claim of R. O. Jones, fuel for State House, \$527.30.
- H. 232 (294).—Claim of M. P. Howell, elector, \$34.00.
- H. 233 (295).—Claim of N. H. Stansell, elector, \$23.20.
- H. 234 (296).—Claim of T. J. Cunningham, elector, \$19.10.
- H. 235 (297).—Claim of William Shannon, elector, \$7.30.
- H. 236 (298).—Claim of Olin Sawyer, elector, \$20.30.
- H. 237 (299).—Claim of George Johnstone, elector, \$8.70.
- H. 238 (300).—Claim of H. H. Watkins, elector, \$24.70.
- H. 239 (301).—Claim of A. W. Summers, elector, \$13.10.
- H. 240 (302).—Claim of W. T. Jeter, elector, \$17.60.
- H. 241 (303).—Claim of Union Times Company, proclamations, \$12.00.
- H. 242 (304).—Claim of The Record advertising, \$44.10.
- H. 243 (305).—Claim of Florence Daily Times, advertising, \$22.29.
- H. 244 (306).—Claim of Union Times, advertising elections, \$42.74.
- H. 245 (307).—Claim of Progress, advertising elections, \$42.74.
- H. 246 (308).—Claim of Keowee Courier, advertising elections, \$46.20.
- H. 286 (309).—Claim of Oconee News, advertising elections, \$46.20.
- H. 287 (310).—Claim of Clinton Gazette, advertising elections, \$46.14.
- H. 288 (311).—Claim of Kershaw Era, advertising elections, \$33.14.
- H. 289 (312).—Claim of Enterprise Publishing Co., advertising elections, \$57.14.
- H. 290 (313).—Claim of Lancaster Ledger, advertising elections, \$43.00.
- H. 291 (314).—Claim of Lancaster Review, advertising elections, \$43.00.
- H. 292 (315).—Claim of The People, advertising elections, \$42.92.
- H. 293 (316).—Claim of Conway Publishing Co., advertising elections, \$11.32.
- H. 294 (317).—Claim of Greenwood Index, advertising elections, \$42.88.

H. 295 (318).—Claim of Greenwood Journal advertising elections, \$42.88.

H. 296 (319).—Claim of Greenwood News, advertising elections, \$53.38.

H. 297 (320).—Claim of The Advocate advertising elections, \$43.42.

H. 298 (321).—Claim of the New Era, advertising elections, \$45.32.

H. 299 (322).—Claim of Manning Publishing Co. advertising.

H. 300 (323).—Claim of estate of W. R. Jones tax refund, \$11.37.

H. 301 (324).—Claim of Manning Times, advertising election, \$46.82.

H. 302 (325).—Claim of Carolina Citizen, advertising election, \$44.10.

H. 303 (326).—Claim of Cheraw Chronicle, advertising election, \$44.10.

H. 304 (327).—Claim of Chesterfield Advertiser, advertising election, \$44.10.

H. 305 (328).—Claim of Beaufort Gazette advertising election, \$36.12.

H. 306 (329).—Claim of Barnwell People advertising election, \$10.38.

H. 307 (330).—Claim of the New Sentinel, advertising election, \$43.92.

H. 308 (331).—Claim of Anderson Daily Mail, advertising election, \$48.58.

H. 309 (332).—Claim of Honea Path Chronicle, advertising election, \$48.58.

H. 310 (333).—Claim of Edisto Record, advertising election, \$45.16.

H. 311 (334).—Claim of Press and Banner advertising election, \$41.74.

H. 312 (335).—Claim of the R. L. Bryan Co., printing, \$218.50.

H. 313 (336).—Claim of U. R. Brooks, Clerk Supreme Court, \$10.00.

H. 314 (337).—Claim of W. B. Williams, Auditor York County, \$112.96.

H. 315 (338).—Claim of D. T. Moore, refund taxes, \$45.00.

H. 317 (342).—Claim of Dr. J. L. Napier, State Board of Medical Examiners, \$31.40.

H. 318 (343).—Claim of Dr. W. P. Porcher, State Board of Medical Examiners, \$34.95.

H. 319 (344).—Claim of Dr. S. C. Baker, State Board Medical Examiners, \$24.50.

H. 320 (345).—Claim of Dr. O. B. Mayer, State Board of Medical Examiners, \$25.50.

H. 321 (346).—Claim of Dr. R. A. Bratton, State Board of Medical Examiners, \$29.00.

H. 322 (347).—Claim of Davis Furman, State Board of Medical Examiners, \$32.20.

H. 323 (348).—Claim of Dr. W. M. Lester, State Board Medical Examiners, \$21.35.

H. 324 (349).—Claim of Dr. T. G. Croft, State Board Medical Examiners, \$27.25.

H. 326 (351).—Claim of Dr. J. L. Napier, State Board Medical Examiners, \$30.60.

H. 327 (352).—Claim of Dr. W. P. Porcher, State Board Medical Examiners, \$33.30.

H. 328 (353).—Claim of Dr. Davis Furman, State Board Medical Examiners, \$33.30.

H. 329 (354).—Claim of Dr. R. A. Bratton, State Board of Medical Examiners, \$28.50.

H. 330 (355).—Claim of Dr. O. B. Mayer, State Board Medical Examiners, 24.30.

H. 331 (356).—Claim of Dr. W. M. Lester, State Board Medical Examiners, \$20.00.

H. 332 (357).—Claim of Dr. T. G. Croft, State Board Medical Examiners, \$26.50.

H. 333 (358).—Claim of Dr. S. C. Baker, State Board Medical Examiners, 24.30.

H. 334 (359).—Claim of Ernest Moore, Special Judge, \$251.22.

H. 335 (360).—Claim of F. B. Gary, Special Judge, \$504.00.

H. 336 (361).—Claim of J. A. McCullough, Special Judge, \$189.44.

H. 337 (362).—Claim of Ellis G. Graydon, Special Judge, \$225.36.

H. 338 (363).—Claim of C. C. Featherstone, Special Judge, \$183.86.

H. 339 (364).—Claim of J. E. McDonald, Special Judge, \$162.91.

H. 340 (365).—Claim of J. E. McDonald, \$203.19.

H. 341 (366).—Claim of Martin F. Ansel, \$120.00.

H. 431 (341).—Claim of Commissioners of Election, Oconee County, \$6.20.

H. 432 (499).—Claim of W. E. Sheppard, Manager State Election, \$6.00.

H. 433 (283).—Claim of State Co., \$350.00.

H. 438 (493).—Claim of E. H. Aull Co., \$200.00.

Upon immediate consideration, the favorable report was adopted and the Claims ordered returned to the House, with approval.

Mr. BRICE, from the Committee on Claims and Grievances, submitted an unfavorable report on the following Claims:

H. 221 (282).—Claim of J. E. Murray, \$157.67.

Ordered for consideration to-morrow.

H. 316 (339).—Claim of O. B. Martin, expenses State Board of Education, \$58.57.

Ordered for consideration to-morrow.

H. 325 (350).—Claim of Dr. Mary R. Baker, State Board Medical Examiners, \$100.00.

Ordered for consideration to-morrow.

S. 406.—Claim of Cave & Simmons, Barnwell County.

Ordered for consideration to-morrow.

PAPERS FROM THE HOUSE OF REPRESENTATIVES.

The House sent the Senate the following:

H. 444 (519).—Mr. Bradham: A Bill to provide for the appointment of an additional Magistrate and Constable for Clarendon County.

Read the first time and referred to the Committee on County Offices and Officers.

H. 445 (271).—Mr. Nash: A Bill to authorize the Trustees of the School District of the City of Spartanburg to issue bonds for the purpose of erecting an additional school building and equipping same, and purchasing a lot or lots.

Read the first time and referred to the Committee on Finance.

H. 446 (577).—Judiciary Committee: A Bill to prohibit the unlawful manufacturing, selling, using, or purchasing of Confederate Crosses of Honor, and to provide a penalty for same.

Read the first time and referred to the Committee on Judiciary.

H. 447 (143).—Mr. Green: A Bill to amend Section 631, of Chap-

ter XXX., of Vol. 2, Code of Laws, South Carolina, 1902, by creating a Township Deputy, defining his duties, and providing for his pay.

Read the first time and referred to the Committee on Agriculture.

H. 448 (412).—Mr. Bass: A Bill to amend an Act entitled "An Act to amend Article VIII. (relating to Magistrates), of Chapter XX., of Title I., of Part I., of Vol. 1, of the Code of Laws of South Carolina, 1902," approved the 27th day of February, A. D. 1902, so far as the same relates to Williamsburg County.

Read the first time and referred to the Committee on County Offices and Officers.

H 449 (224).—Mr. Glover: A Bill to provide for assessing property in Beaufort County.

Read the first time and referred to the Committee on Finance.

H. 450 (242).—Mr. L. B. Etheredge: A Joint Resolution to authorize the State Board of Health of South Carolina to negotiate with the United States Government to operate the State Quarantine stations, under certain conditions.

Read the first time and referred to the Committee on Medical Affairs.

H. 451 (506).—Mr. Toole: A Bill to fix the salary of the Coroner of Aiken County.

Read the first time and referred to the Committee on County Offices and Officers.

H. 452 (218).—Mr. Wimberly: A Bill to amend Section 2 of an Act entitled "An Act to fix the weight of, and regulate the trade in, corn meal," approved the 23d of February, A. D. 1903, by including grist.

Read the first time and referred to the Committee on Commerce and Manufactures.

H. 453 (504).—Mr. J. P. Gibson: A Bill to provide for convenient depositories for common school books.

Read the first time and referred to the Committee on Education.

H. 454 (505).—Mr. Cloy: A Bill to provide for local Boards of Health in unincorporated towns and villages.

Read the first time and referred to the Committee on Medical Affairs.

H. 455 (529).—Mr. T. J. Mauldin: A Bill to provide for the election of a Cotton Weigher at Pickens Court House, and to prescribe his duties and fix his compensation.

Read the first time and referred to the Committee on Incorporations.

H. 456 (551).—Mr. Morgan: A Bill to amend Section 2169, Vol. 1. Code of Laws, 1902, so as to extend the authority of the Railroad Commissioners to require depots at other than junctional points.

Read the first time and referred to the Committee on Railroads and Internal Improvements..

H. 457 (440).—Mr. Haskell: A Bill to authorize the city of Columbia to dispose of a certain lot of land situated therein.

Referred the first time and referred to the Committee on Judiciary.

H. 458 (589).—Ways and Means Committee: A Bill to authorize the town of Williston, in Barnwell County, to issue bonds in the sum of five thousand dollars for the purpose of erecting and maintaining an electric plant to furnish light to said town.

Read the first time and referred to the Committee on Finance.

H. 459 (588).—State House and Grounds Committee: A Bill to authorize the State House Commission to secure plans and specifications for the erection of a new dome to the State House, and to sell the old boilers.

Read the first time and ordered placed on the Calendar without reference.

H. 460 (469).—Mr. Lyon: A Bill to amend the law relating to Magistrates.

Read the first time and referred to the Committee on Judiciary.

H. 461 (578).—Judiciary Committee: A Bill to incorporate the Cherokee, Union and Spartanburg Railroad.

Read the first time and referred to the Committee on Incorporations.

H. 462 (473).—Mr. Sinkler: A Bill to amend Section 1847, Civil Code of South Carolina, relating to the issuance of certificates of stock.

Read the first time and referred to the Committee on Incorporations.

H. 465 (590).—Judiciary Committee: A Bill to provide for the proper custody and protection of the Court House for Charleston.

Read the first time and ordered placed on the Calendar without reference and printing.

H. 466 (595).—Committee on Incorporations :A Bill to provide for the disposition of all funds realized from license to deal in seed cotton.

Read the first time and ordered placed on the Calendar without reference.

H. 467 (461).—Mr. McFaddin: A Bill to incorporate the Carolina Land Corporation of South Carolina.

Read the first time and referred to the Committee on Incorporations.

H. 468 (609).—Ways and Means Committee: A Bill to make appropriations for the payment of the per diem, mileage and stationery certificates of the members of the General Assembly, the salaries of the subordinate officers and employees thereof, and other purposes herein named.

Read the first time and referred to the Committee on Finance.

H. 463 (618).—Mr. Whaley: A Concurrent Resolution to provide for the election of Circuit Judges for the Ninth and Tenth Circuits.

On motion of Mr. MANNING, the Senate refused to concur to the Resolution and a message was sent to the House accordingly.

Also, the following:

CLAIM.

H. 469 (494).—Claim of the Gaffney Ledger, \$70.71.

Which was referred to the Committee on Claims and Grievances.

MESSAGE No. 30.

In the House of Representatives.

Columbia, S. C., February 11, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has refused to concur to

S. 426 (H. 611).—Judiciary Committee: A Concurrent Resolution for the appointment of a Special Committee to report as to biennial sessions.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 31.

In the House of Representatives.

Columbia S. C., February 13, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has concurred to the Senate amendments to the following:

H. 524.—Mr. Davis (S. 177) : A Joint Resolution to refund certain overpaid taxes to Mrs. Sarah E. Weeks, of Clarendon County.

Having received three readings in both Houses, it was ordered that the Joint Resolution be enrolled for ratification.

Also,

H. 526 (S. 189).—Mr. W. J. Johnson: A Joint Resolution to empower and require the Trustees of School District No. 5 to transfer four hundred dollars (\$400.00) of the surplus to the Trustees of School District No. 22 of Fairfield County, for the building and maintenance of a graded school.

Having received three readings in both Houses, it was ordered that the Joint Resolution be enrolled for ratification.

Also,

H. 574 (S. 353.—Finance Committee of Senate) : A Bill to enable the Commissioners of the Sinking Fund to lend to the County Board of Commissioners of Horry County funds for the purchase by Horry County of certain township bonds issued by certain townships in said County in aid of the construction of a railroad, and relating to the purchase of said township bonds by said County.

Having received three readings in both Houses, it was ordered that the title be changed to that of an Act and that the Bill be enrolled for ratification.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

Mr. EARLE offered the following:

RESOLUTION.

Resolved, That the Honorable the Speaker and Members of the House of Representatives be invited to attend in the Senate Chamber at 9 o'clock this evening to ratify Acts.

The Resolution was agreed to and the invitation sent to the House accordingly.

The following message was received from the House:

MESSAGE No. 32.

In the House of Representatives.
Columbia, S. C., February 13, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has

accepted your invitation to attend in the Senate at 9 P. M. this evening for the purpose of ratifying Acts.

Very respectfully,

M. L. SMITH,

Received as information.

Speaker of the House.

RATIFICATION OF ACTS.

The Honorable the Speaker and Members of the House of Representatives attended in the Senate Chamber at 9 P. M., when the following Act was ratified:

H. 385 (S. 346).—Judiciary Committee: An Act to divide the State into ten Judicial Circuits, and arrange the same.

Mr. BUTLER offered the following

CONCURRENT RESOLUTION.

S. 464.—Mr. Butler: A Concurrent Resolution to provide for the Ninth and Tenth Judicial Circuits:

Be it resolved by the Senate, the House of Representatives concurring, That the Senate and House of Representatives concurring, shall meet in Joint Assembly on Thursday, the 16th instant, at 12 M., for the purpose of electing Circuit Judges, for the Ninth and Tenth Judicial Circuits and continue in session from day to day until the purpose for which the Joint Assembly was convened, is accomplished.

Mr. RAYSOR offered the following amendment:

“Amend by striking out ‘Thursday, the 16th,’ and inserting in lieu thereof ‘Tuesday, the 14th.’”

The question was taken on agreeing to the amendment offered by the Senator from Cherokee.

After debate by Messrs. RAYSOR, BUTLER and MAULDIN,

The question was taken on agreeing to the amendment offered by the Senator from Orangeburg, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Blake, C. L. Blease, E. S. Blease, Brooks, Brown, Christensen, Dennis, Douglass, Earle, Efird, Hardin, Hood, Hudson, W. J. Johnson, Manning, Marshall, Peurifoy, Raysor, Talbert, von Kolnitz and Walker—21.

Nays—Messrs. Brice, Butler, Hay, Hough, Mauldin, McGowan, McIver, Stackhouse, Warren and Wells—10.

So the amendment was adopted.

The Concurrent Resolution as amended was agreed to and ordered sent to the House for concurrence.

The Senate proceeded to the consideration of the Calendar.

Mr. W. J. JOHNSON called up

SPECIAL ORDER.

S. 190.—Mr. W. J. Johnson: A Bill to reorganize the military forces of this State, to adopt and make of force a Military Code, and to provide penalties for the violation thereof and to repeal all laws referring to the military forces not herein re-enacted.

On motion of Mr. W. J. JOHNSON, the Bill was laid upon the table.

The Senate then proceeded to the consideration of

H. 429 (430).—Mr. D. O. Herbert: A Bill to reorganize the military forces of this State; to adopt and make of force a military code, and to provide penalties for the violation thereof, and to repeal all laws referring to the military forces not herein re-enacted.

Report favorable.

Second reading.

Mr. COLE L. BLEASE moved to continue the Bill.

After debate by Messrs. COLE L. BLEASE, W. J. JOHNSON and MANNING,

The question was taken on agreeing to the motion of the Senator from Newberry, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Black, C. L. Blease, E. S. Blease, Brown, Earle and Warren—6.

Nays—Messrs. Blake, Brice, Brooks, Butler, Carpenter, Christensen, Dennis, Douglass, Efrid, Hardin, Hay, Hood, Hough, Hudson, W. J. Johnson, Manning, Marshall, Mauldin, McGowan, McIver, McLeod, Raysor, Stackhouse, Talbert, von Kolnitz, Walker and Wells—27.

So the motion was lost.

The Bill was ordered placed on the Calendar for a third reading, with notice of general amendments.

Mr. RAYSOR called up

H. 410 (29).—Mr. Toole: A Bill to amend an Act entitled "An Act to amend Section 7 of an Act entitled 'An Act to provide for the election of the State Board of Control and to further regulate the sale, use, consumption, transportation and disposition of intoxicating and alcoholic liquors or liquids in this State and prescribe further penalties for violation of the Dispensary Laws, and to police the same,' approved March 6, 1896," approved February 25, 1894, by

striking out and repealing the proviso to Section 7 of the original Act as therein appearing as to special tax levy and certain forfeitures.

Debate on the Bill was adjourned until 12 M. to-morrow.

ENACTING WORDS STRICKEN OUT.

S. 435.—Mr. Brown: A Joint Resolution (with a petition) to provide for payments of \$89 32-100 to Hartsville Cotton Mill of Darlington County, for moneys advanced in guarding, treating and feeding patients quarantined from smallpox by order of State Board of Health.

Report favorable.

Mr. MAULDIN moved to strike out the enacting words.

After debate by Messrs. BROWN and MAULDIN the enacting words of the Bill were stricken out.

LEAVE OF ABSENCE.

Mr. COLE L. BLEASE asked for and obtained indefinite leave of absence for the Senator from Dorchester.

ADJOURNMENT.

Mr. COLE L. BLEASE moved that when the Senate adjourn, it adjourn to meet to-morrow at 11 A. M.

The motion was agreed to.

On motion of Mr. COLE L. BLEASE, the Senate at 10.10 P. M. adjourned.

TUESDAY, FEBRUARY 14, 1905.

The Senate assembled at 11 A. M., the hour to which it stood adjourned, and was called to order by the PRESIDENT.

The roll was called, and, a quorum answering to their names, the PRESIDENT announced the Senate ready to proceed to business.

The proceedings were opened with prayer by the Rev. Mr. Beasley.

The Clerk proceeded to read the Journal of yesterday, whereupon on motion of Mr. BROOKS, the further reading of the Journal was dispensed with.

The PRESIDENT called for Petitions, Memorials, Presentments of Grand Juries and such like papers.

PAPERS FROM THE HOUSE OF REPRESENTATIVES.

The House sent the Senate the following:

H. 470 (591).—The Ways and Means Committee: A Bill to raise supplies and make appropriations for the fiscal year commencing 1905.

Read the first time and referred to the Committee on Finance.

S. 464 (621).—Mr. Butler: A Concurrent Resolution to provide for the election of Circuit Judges for the Ninth and Tenth Circuits.

Returned with concurrence.

Received as information.

RECALLED.

Mr. BUTLER moved to reconsider the vote whereby

H. 461 (578).—Judiciary Committee: A Bill to incorporate the Cherokee, Union and Spartanburg Railroad.

The motion was agreed to.

On motion of Mr. BUTLER, the Bill was recalled from the Committee on Incorporations and ordered placed on the Calendar without reference.

REPORTS OF COMMITTEES.

Mr. WARREN, from the Committee on County Offices and Officers, submitted a favorable report on

H. 197 (387).—Barnwell Delegation: A Bill to abolish the office of Township Commissioner in Barnwell County, and make the General Law as to County government and assessment of property for taxation applicable therein.

Ordered for consideration to-morrow.

Mr. WALKER, from the Committee on County Offices and Officers, submitted a favorable report on

H. 273 (206).—Mr. DeVore: A Bill to authorize and require the Supervisors of Registration for Edgefield County to revise the registration books of said County, and to require the County Commissioners of said County to pay for same.

Ordered for consideration to-morrow.

Mr. DOUGLASS, from the Committee on Agriculture, submitted a favorable report on

S. 356.—Mr. Christensen: A Bill for the further protection of partridges and quails.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report, with amendments, on

31—s J (500)

H. 416 (375).—Mr. Nash: A Bill to assign the present Circuit Judges to proper Circuits, in order to conform to the provisions of an Act entitled "An Act to divide the State into ten Judicial Circuits, and arrange the same."

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report, with amendments, on

H. 417 (518).—Judiciary Committee: A Bill to assign the present Circuit Solicitors to the proper Circuits in order to conform to the provisions of an Act entitled "An Act to divide the State into ten Judicial Circuits, and arrange the same," and to provide for the election of Solicitors for the First and Ninth Circuits.

Ordered for consideration to-morrow.

Mr. DOUGLASS, from the Committee on Agriculture, submitted a favorable report on

H. 447 (143).—Mr. Green: A Bill to amend Section 631, of Chapter XXX., of Vol. 2. Code of Laws, South Carolina, 1902, by creating a Township Deputy, defining his duties, and providing for his pay.

Ordered for consideration to-morrow.

Mr. VON KOLNITZ, from the Committee on Medical Affairs, submitted a favorable report on

H. 441 (468).—Mr. Bruce: A Bill to amend an Act entitled "An Act to regulate the practice of medicine in South Carolina, to provide for a State Board of Medical Examiners and to define their duties and powers," approved 27th day of February, A. D. 1904, as to time of meeting of the Board, and as to amount of license fees.

Ordered for consideration to-morrow.

The Senate proceeded to the consideration of the Calendar.

GENERAL ORDERS.

THIRD READING BILLS.

The following Bill having received three readings in both Houses, it was ordered that the title be changed to that of an Act and enrolled for ratification:

H. 420 (566).—Judiciary Committee: A Bill to authorize the County Board of Commissioners of Marion County to convey by deed a site on the Court House square to the Marion Public Library.

The following Bill was read the third time, passed and ordered sent to the House of Representatives:

S. 49.—Mr. Wells: A Bill to validate the last will and testament of Amanda Keigan.

CONTINUED.

On motion of Mr. BROOKS,

S. 115.—Mr. Brooks: A Bill to establish an infirmary for Confederate Veterans,

Was continued to the next session.

READ AND AMENDED.

H. 210 (40).—Mr. Whaley: A Bill to vest the right, title and interest of the State in and to certain personal property.

Mr. HAY moved to indefinitely postpone the Bill.

After debate by Messrs. HAY, McLEOD, MAULDIN, von KOLNITZ, WELLS and HOUGH,

The question was taken on agreeing to the motion of the Senator from Kershaw, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas.—Messrs. E. S. Blease, Brice, Brown, Donglass, Efird, Hay, Hough, W. E. Johnson, Mauldin, McGowan and Warren—11.

Nays.—Messrs. Black, Blake, C. L. Blease, Brooks, Butler, Carpenter, Christensen, Dennis, Earle, Hardin, Hudson, Marshall, McIver, McLeod, Raysor, Stackhouse, Talbert, von Kolnitz, Walker and Wells—20.

So the motion was lost.

The Bill was amended as follows:

Strike out "Dale" wherever it occurs and substitute "Dehls."

Ordered returned to the House with amendments.

The PRESIDENT announced that the hour fixed for the Joint Assembly, and the Senate proceeded in a body to the House of Representatives.

JOINT ASSEMBLY.

At 12 M. the Senate attended in the Hall of the House of Representatives.

The Hon. JOHN T. SLOAN, President of the Senate, called the Joint Assembly to order.

The Clerk of the Senate read the following:

H. 620 (S. 464.—Mr. Butler): A Concurrent Resolution to provide for the election of Circuit Judges for the Ninth and Tenth Judicial Circuits.

Be it resolved, By the Senate, the House of Representatives concurring, That the Senate and House of Representatives shall meet in Joint Assembly on Tuesday, the 14th instant, at 12 o'clock M., for the purpose of electing Circuit Judges for the Ninth and Tenth Judicial Circuits, and shall continue in session from day to day until the purpose for which the Joint Assembly was convened is accomplished.

ELECTION OF JUDGE OF THE NINTH CIRCUIT.

The PRESIDENT of the Senate announced that nominations for Judge of the Ninth Judicial Circuit were in order.

Mr. SINKLER nominated the Hon. R. Withers Memminger, of Charleston.

Messrs. HAY, MOSES, BRANTLEY, and J. P. GIBSON seconded the nomination.

Mr. PEURIFOY nominated the Hon. William J. Fishburne, of Colleton.

Messrs. SANDERS and HUTTO seconded the nomination.

The nominations were closed.

The PRESIDENT of the Senate appointed as tellers on the part of the Senate Messrs. Wells and Christensen.

The SPEAKER of the House appointed as tellers on the part of the House Messrs. Seabrook, J. M. Walker and Lyon.

The Clerk of the Senate called the roll of the Senate, and the Senators voted viva voce as their names were called.

The following named Senators voted for Mr. Memminger:

Senators Blake, C. L. Blease, Brice, Brooks, Brown, Carpenter, Christensen, Dennis, Douglass, Efrd, Hardin, Hay, Hood, Hough, Hudson, Hydrick, W. E. Johnson, Manning, Marshall, McGowan, McIver, McLeod, Raysor, Stackhouse, Talbert, von Kolnitz, Walker, Wells—28.

The following named Senators voted for Mr. Fishburne:

Senators Black, E. S. Blease, Butler, Earle, W. J. Johnson, Mauldin, Peurifoy, Warren—8.

The Clerk of the House of Representatives called the roll of the House, and the Members voted viva voce as their names were called.

The following Members voted for Mr. Memminger:

Hon. M. L. Smith, Speaker; and Messrs. Ardrey, Ashley, Baker, Banks, Beamguard, Brantley, Brice, Browning, Bruce, Callison, Clifton, Cloy, Colcock, Culler, Davis, DeVore, Doar, Edwards, Faust, Ford, Foster, Fraser, Frost, Gaston, Gause, J. P. Gibson, W. J. Gibson, Glover, Graham, Gray, D. L. Green, W. McD. Green,

Gyles, Hall, Hamel, Hamlin, Harrellson, Harley, Haskell, Hemphill, D. O. Herbert, J. E. Herbert, Higgins, Kershaw, Kirven, Laney, Lawson, Little, Lofton, Lomax, Lyon, McCants, McColl, Jr., McFaddin, Massey, Moses, Nash, Nicholson, Otts, Patterson, Pittman, Pollock, Poston, Pyatt, Rawlinson, Richards, Saye, Seabrook, Sellers, Sheldon, Sinkler, Spivey, Stoll, Strong, Taylor, Toole, Tribble, Turner, M. W. Walker, Whaley, Yeldell—82.

The following named Members voted for Mr. Fishburne:

Messrs. Arnold, Ballentine, Boyd, Bradham, Brant, DesChamps, Earhardt, Epting, E. L. Etheredge, L. B. Etheredge, Gasque, Harrison, Heyward, Hytto, Irby, Keenan, LaFitte, Lester, McMaster, Laban Mauldin, Miller, Nance, Reaves, Riley, Sanders, Verner, J. M. Walker, J. B. Watson, John J. Watson, Webb, Whatley, Wimberly—32.

RECAPITULATION.

Total number of Senators voting.....	36
Total number of Members voting.....	114
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Grand total	150
Necessary to a choice.....	76
Of which Mr. Memminger received.....	110
Of which Mr. Fishburne received.....	40

Whereupon the PRESIDENT of the Senate announced that the Hon. R. Withers Memminger, having received a majority of the votes cast, was duly elected Judge of the Ninth Circuit for the ensuing four years.

ELECTION OF JUDGE OF THE TENTH CIRCUIT.

The PRESIDENT of the Senate announced that nominations for Judge of the Tenth Judicial Circuit were in order.

Mr. HARRISON nominated the Hon. Thomas B. Cothran, of Greenville.

Messrs. BROWNING, KEENAN and FRASER seconded the nomination.

Mr. HOOD nominated the Hon. George E. Prince, of Anderson. Messrs. KIRVEN, RICHARDS, BRUCE, NASH, MOSES, J. B. ETHEREDGE and BEAMGUARD seconded the nomination.

The PRESIDENT of the Senate appointed as tellers on the part of the Senate Messrs. McLeod and Efird.

The SPEAKER of the House appointed as tellers on the part of the House Messrs. J. B. Watson, Patterson and Lyon.

The Clerk of the Senate called the roll of the Senate, and the Senators voted viva voce as their names were called.

The following named Senators voted for Mr. Prince:

Senators Black, Blake, C. L. Blease, E. S. Blease, Brice, Brown, Carpenter, Dennis, Earle, Ebird, Hardin, Hood, Hydrick, Manning, Marshall, McLeod, Raysor, Talbert, von Kolnitz, Walker, Warren—21.

The following named Senators voted for Mr. Cothran:

Senators Brooks, Butler, Christensen, Douglass, Hay, Hough, Hudson, W. E. Johnson, W. J. Johnson, Mauldin, McGowan, McIver, Peurifoy, Stackhouse, Wells—15.

The Clerk of the House of Representatives called the roll of the House, and the Members voted viva voce as their names were called.

The following named Members voted for Mr. Prince:

Hon. M. L. Smith, Speaker; and Messrs. Ashley, Baker, Ballentine, Banks, Beamguard, Boyd, Brantley, Bruce, Clifton, Culler, DesChamps, Dukes, Edwards, Epting, E. J. Etheredge, Faust, Ford, Gasque, J. P. Gibson, Gray, D. L. Green, W. McD. Green, Hall, Hamel, Hamlin, Harley, D. O. Herbert, Hutto, Irby, Kershaw, Kirven, Lawson, Lester, Lofton, Lyon, Laban Mauldin, Morrison, Moses, Nash, Nicholson, Pollock, Pyatt, Reaves, Richards, Riley, Seabrook, Sellers, Sheldon, Sinkler, Spivey, Stoll, Tribble, Turner, J. M. Walker, J. B. Watson, Webb, Whatley, Wimberly—59.

The following named Members voted for Mr. Cothran:

Messrs. Ardrey, Arnold, Bradham, Brant, Brice, Browning, Callison, Cloy, Colcock, Davis, DeVore, Doar, Earhardt, L. B. Etheredge, Fishburne, Fraser, Frost, Gaston, Gause, W. J. Gibson, Glover, Graham, Harrellson, Harrison, Haskell, Hemphill, J. E. Herbert, Heyward, Higgins, Keenan, LaFitte, Little, Lomax, McCants, McColl, Jr., McFaddin, McMaster, Massey, Miller, Nance, Otts, Patterson, Pittman, Rawlinson, Sanders, Saye, Strong, Taylor, Toole, Verner, M. W. Walker, John J. Watson, Whaley, Yeldell—54.

REASONS FOR NOT VOTING.

Mr. LANEY asked to be excused from voting, on the ground that he is paired with Mr. Holliday. If Mr. Holliday were present he would vote for Mr. Cothran; Mr. Laney would vote for Mr. Prince.

I am paired with Mr. Bates. If he were present he would vote for Mr. Prince, while I would vote for Mr. Cothran.

RYAN A. GYLES.

I am paired with Mr. B. A. Morgan. If he were present I would vote for Mr. George E. Prince.

J. HARRY FOSTER.

RECAPITULATION.

Total number of Senators voting.....	36
Total number of Members voting.....	113
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Grand total	149
Necessary to a choice.....	75
Of which Mr. Cothran received.....	69
Of which Mr. Prince received.....	80

Whereupon the PRESIDENT of the Senate announced that the Hon. George E. Prince, having received a majority of the votes cast, was duly elected Judge of the Tenth Judicial Circuit for the ensuing four years.

The purpose for which the Joint Assembly had convened having been accomplished, the PRESIDENT of the Senate declared the Joint Assembly dissolved.

The Senate retired to its Chamber.

SECOND READING BILLS.

H. 169 (86).—Mr. Doar: A Bill to further regulate the hunting of deer in this State.

Report favorable.

The Bill was read, and on motion of Mr. CHRISTENSEN, was amended as follows:

Amend Bill No. 169 by striking out all after the enacting words and inserting the following:

Section 1. It shall not be lawful for any person in this State to kill any deer, or to worry them with dogs or otherwise with intent of destroying them, between the first day of January and the first day of September in any year hereafter, except in the Counties of Clarendon, Colleton, Marlboro, Kershaw, Horry, Hampton, Darlington, Marion, Beaufort, Florence and Berkeley, in which Counties it shall not be lawful between the first day of February and the first day of August. Any person violating this Section shall, upon conviction thereof, be fined not less than ten nor more than twenty dollars, or be imprisoned not less than ten nor more than twenty days, which fine, if imposed, shall be recovered before any Court of competent jurisdiction; one-half thereof shall go to the informer, and the other half thereof to the use of the said County.

Section 2. That all Acts or parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

The Bill was ordered placed on the Calendar for a third reading.

S. 191.—Special Committee: A Bill to amend the law in reference to the Board of Phosphate Commissioners, and to further define their powers and duties.

Majority and minority report.

On motion of Mr. DOUGLASS, the Bill was continued to the next session.

H. 196 (268).—Mr. Brice: A Bill to provide for the erection of a new jail and repair of the Court House in Fairfield County, and to appoint a Commission, whose duty it shall be to supervise the application of the funds arising from the sale or hypothecation of said bonds issued in aid of the erection of said jail and repair of said Court House.

Report favorable.

The Bill was read, and on motion of Mr. W. J. JOHNSON, was amended as follows:

Strike out all after the enacting words and insert as follows:

SUBSTITUTE FOR No. 196.

Section 1. That the County Supervisor and County Commissioners of Fairfield County are hereby authorized to sell and dispose of the site on which is located the present jail, together with the building thereon to the highest bidder, if in their judgment it shall appear best, they may effect such sale privately, and apply the proceeds thereof to the erection of a new jail and for the repair of the Court House: *Provided*, The said property shall not be sold for less than five thousand dollars.

Sec. 2. That in aid of the purposes provided for in the foregoing Section of this Act, the said County Supervisor and Board of County Commissioners, or any three of them, are hereby authorized and required to issue not over fifteen thousand dollars of coupon bonds, at $4\frac{1}{2}$ per cent. interest per annum for twenty years, and not to be sold below par: *Provided*, That the question of the issuing of said bonds shall be first submitted to the qualified voters of the County at the first regular primary election to be held in 1906 for nominating of State and County officers, and the question to be submitted shall be: Erection of Jail, repair of Court House and issuing bonds, "Yes." Erection of Jail, repair of Court House and issuing bonds, "No."

Sec. 3. That said election shall be conducted in all manner and ways by and under the election laws of this State, and if a majority of the qualified voters vote "Yes," as hereinbefore provided, the said Supervisor and Board of Commissioners shall immediately proceed to issue said bonds, which shall run for a period of twenty years, the

proceeds of which shall be used for the purposes as provided for in this Act, and immediately thereafter it shall be the duty of the officers charged with the assessment, levying and collection of taxes, to levy and collect annually from all property, real and personal, within the limits of said County, a sum sufficient to pay the interest on said bonds, and also one-thirtieth of the principal to constitute a sinking fund with which to retire said bonds, the sums to be paid over to the County Supervisor and Board of County Commissioners, who shall constitute the Sinking Fund Commission, and shall be held responsible under the official bond of the said County Supervisor, for the proper care and safe keeping of such funds, who shall, from time to time, buy up, cancel and retire the said bonds as fast and as far as the funds in their hands at any time will permit, whether the said bonds be due or not, and to keep a record of all such purchases or cancellation: *Provided*, That at any time when the said bonds cannot be purchased at a reasonable price by the said Sinking Fund Commission, then the funds shall be deposited in the savings department of some solvent bank at interest until the same can be invested in the purchase of the said bonds.

Sec. 4. That said bonds and coupons shall be signed by the County Supervisor and Board of County Commissioners of Fairfield County: *Provided*, It shall be sufficient if the names of said officers be lithographed upon said coupons attached to the bonds, and such lithographed signatures shall be a sufficient signing thereof.

Sec. 5. That the funds derived from the sale or hypothecation of such bonds so to be voted and issued, shall be paid out by and expended by the County Supervisor and County Board of Commissioners, by the advise and supervision of a Commission appointed by the Governor, under and by the advice of the members of the General Assembly from said County of Fairfield, and any vacancy by death, resignation or otherwise, may be filled by said Commission.

The Bill was ordered placed on the Calendar for a third reading, with notice of General amendments.

SPECIAL ORDER.

The following Bill having received three readings in both Houses, it was ordered that the title be changed to that of an Act and enrolled for ratification:

H. 429 (430).—Mr. D. O. Herbert: A Bill to reorganize the military forces of this State; to adopt and make of force a Military Code, and to provide penalties for the violation thereof, and to repeal all laws referring to the military forces not herein re-enacted.

Mr. W. J. JOHNSON called up

H. 272 (252).—Mr. Pollock: A Bill to make additional provisions for the inspection of fertilizers and fertilizing materials, and for an additional experimental station at Winthrop College.

Majority and minority reports.

Second reading.

Mr. COLE L. BLEASE moved to indefinitely postpone the Bill.

After debate by Messrs. MANNING, BLAKE, HARDIN, McLEOD, W. J. JOHNSON, EFIRD, HOOD and McIVER,

Mr. BROWN moved to continue the Bill to the next session.

Mr. MAULDIN moved to lay the motion on the table.

The question was taken on agreeing to the motion of the Senator from Greenville, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Blake, C. L. Blease, E. S. Blease, Brice, Brooks, Butler, Carpenter, Dennis, Douglass, Earle, Efird, Hardin, Hay, Hood, Hough, Hudson, Manning, Marshall, Mauldin, McGowan, McIver, McLeod, Raysor, Stackhouse, Walker and Wells—26.

Nays—Messrs. Black, Brown, W. E. Johnson, W. J. Johnson and Talbert—5.

So the motion was agreed to and the motion of the Senator from Greenville laid on the table.

PAIR ANNOUNCED.

I am paired with the Senator from Colleton. If present he would vote No; I would vote Aye. N. CHRISTENSEN, JR.

Mr. COLE L. BLEASE moved to indefinitely postpone the Bill.

The question was taken on agreeing to the motion of the Senator from Newberry, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Blake, C. L. Blease, Brice, Brooks, Carpenter, Douglass, Earle, Efird, Hay, Hood, Hudson, Manning, Marshall, Mauldin, McGowan, McLeod, Raysor, Stackhouse and Walker—19.

Nays—Messrs. Black, Brown, Butler, Dennis, Hardin, Hough, W. J. Johnson, McIver and Talbert—9.

So the motion was agreed to and the Bill indefinitely postponed.

PAIRS ANNOUNCED.

I am paired with the Senator from Williamsburg. If he were here he would vote I and I would vote No.

W. E. JOHNSON.

I am paired with the Senator from Colleton. If present he would vote No, I would vote Aye.

N. CHRISTENSEN, JR.

I am paired with the Senator from Dorchester. If he were present, he would vote "I," and I would vote "No."

WALTER H. WELLS.

I am paired with the Senator from Spartanburg. If present he would vote "Yea," and I would vote "Nay."

EUGENE S. BLEASE.

RECESS.

On motion of Mr. COLE L. BLEASE, the Senate, at 2.10 P. M., recessed from business until 8 o'clock to-night.

NIGHT SESSION.

The Senate reassembled at 9 P. M. and was called to order by the PRESIDENT.

PAPERS FROM THE HOUSE OF REPRESENTATIVES.

H. 471 (592).—Judiciary Committee: A Bill to provide for the holding Courts in the several Judicial Circuits, and arrange the same.

Read the first time and ordered placed on the Calendar without reference.

The following message was received from the House.

MESSAGE No. 33.

In the House of Representatives,
Columbia, S. C., February 14, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has tabled and withdrawn from the files of the House

H. 606 (S. 412.—Mr. Hardin): A Bill to amend an Act entitled "An Act to authorize and empower the County Board of Commissioners of Chester County to issue seventy-five thousand dollars of interest-bearing coupon bonds of said County, for the purpose of refunding the present bonded indebtedness of said County falling due 1st of February, 1905, upon bonds issued in aid of the Cheraw and Chester Railroad Company, under the authority of an Act of the General Assembly approved March 14, 1874, and to provide the manner in which the said bonds shall be executed, issued, registered, sold, and retired, and to provide for an annual levy for the pay-

ment of the coupons as they mature, and to provide a Sinking Fund," approved 18th February, 1904, leaving said bonds subject to taxation, and providing for disposition of surplus.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

REPORTS OF COMMITTEES.

Mr. HAY, from the Committee on Judiciary, submitted a special report on

S. 14.—Mr. Cole L. Blease: A Bill to amend Section 2165, Vol. 1, Code of Laws, 1902, so as to reduce passenger rates on railroads, Recommending that the Bill be continued to the next session.

Upon immediate consideration, the report was adopted and the Bill continued.

Mr. HAY, from the Committee on Judiciary, submitted an unfavorable report on

S. 130.—Mr. Mauldin: A Bill to prohibit the granting of hotel or beer privileges by the State Board of Control.

On motion of Mr. MAULDIN, the Bill was continued to the next session.

Mr. HAY, from the Committee on Judiciary, submitted an unfavorable report on

S. 275.—Mr. Bivens: A Bill to admit Robt. L. Limehouse to practice law without first being examined.

Upon immediate consideration, the unfavorable report was adopted and the Bill rejected.

Mr. HAY, from the Committee on Judiciary, submitted an unfavorable report on

S. 350.—Mr. Dennis: A Bill to fix a tax on live stock in that portion of Berkeley County, now exempt from the operations of the Stock Law, etc.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted an unfavorable report on

H. 415 (514).—Judiciary Committee: A Bill to repeal Sections 2744, 2745, 2746 and 2747 of the Code of Laws of South Carolina, 1902, Vol. 1, relating to special terms of Courts and the appointment of Special Judges to hold the same.

Upon immediate consideration, the unfavorable report of the Committee was adopted and the Bill rejected.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

H. 430 (585).—Ways and Means Committee: A Joint Resolution to provide for the appointment of two Members of the Senate and three Members of the House to examine certain offices.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

H. 446 (577).—Judiciary Committee: A Bill to prohibit the unlawful manufacturing, selling, using, or purchasing of Confederate Crosses of Honor, and to provide a penalty for same.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

H. 457 (440).—Mr. Haskell: A Bill to authorize the city of Columbia to dispose of a certain lot of land situated therein.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

H. 460 (469).—Mr. Lyon: A Bill to amend the law relating to Magistrates.

Ordered for consideration to-morrow.

Mr. BROWN, from the Committee on Education, submitted a favorable report on

H. 453 (504).—Mr. J. P. Gibson: A Bill to provide for convenient depositories for common schools.

Ordered for consideration to-morrow.

Mr. BUTLER, from the Committee on Incorporations, submitted a favorable report on

H. 455 (529).—Mr. Mauldin: A Bill to provide for the election of a cotton weigher at Pickens Court House.

On motion of Mr. BUTLER, the Bill was continued to the next session.

Mr. BUTLER, from the Committee on Incorporations, submitted a favorable report, with amendments on

H. 462 (473).—Mr. Sinkler: A Bill to amend Section 1847, Civil Code of South Carolina, relating to the issuance of certificates of stock.

Ordered for consideration to-morrow.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

H. 467 (461).—Mr. McFaddin: A Bill to incorporate the Carolina Land Corporation of South Carolina.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted an unfavorable report on

H. 421 (217).—Mr. Gibson: A Bill to amend the Act entitled "An Act to fix the salaries of County Supervisors," approved 24th February, A. D. 1904, as to Marlboro County.

Upon immediate consideration, the report was adopted and the Bill rejected.

Mr. BRICE, from the Committee on Claims and Grievances, submitted a favorable report on

H. 469 (494).—Claim of Gaffney Ledger, \$44.72.

Upon immediate consideration, the report was adopted and the Claim ordered returned to the House, with approval.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

S. 422.—Mr. Cole L. Blease: A Joint Resolution relating to the purchasing of a portrait of Chief Justice John Belton O'Neill.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

H. 445 (271).—Mr. Nash: A Bill to authorize the Trustees of the School District of the city of Spartanburg to issue bonds for the purpose of erecting an additional school building and equipping same, and purchasing a lot or lots.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

H. 458 (589).—Ways and Means Committee: A Bill to authorize the town of Williston, in Barnwell County, to issue bonds in the sum of five thousand dollars for the purpose of erecting and maintaining an electric plant to furnish light to said town.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

H. 468 (609).—Ways and Means Committee: A Bill to make appropriations for the payment of the per diem, mileage and stationery certificates of the members of the General Assembly, the salaries of the subordinate officers and employees thereof, and other purposes herein named.

Ordered for consideration to-morrow.

Mr. RAYSOR, from the Committee on Contingent Accounts, submitted a favorable report on the followings accounts:

- S. 278.—State Co., \$18.50.
- S. 372.—Abbeville Press and Banner, \$1.50.
- S. 407.—Marlboro Democrat, \$8.00.
- S. 403.—St. Stephens Echo, \$14.00.
- S. 409.—Pee Dee Advocate, \$17.44.
- S. 425.—Florence Times, \$8.66.

Upon immediate consideration, the report was adopted and the accounts ordered paid.

Mr. HAY, from the Committee on Judiciary, submitted a favorable report on

H. 122.—Mr. W. J. Gibson: A Bill to amend an Act entitled "An Act to amend Section 11 of an Act entitled 'An Act to fix the amount of the compensation to the County officers of the various Counties of the State,' approved February 25, 1902," approved the 20th of February, 1903, by increasing the salaries of the County Superintendent of Education of Spartanburg County to \$1,200.00.

Ordered for consideration to-morrow.

Mr. MANNING presented the following

S. 474.—Report of a Joint Committee of the Finance Committee of the Senate and the Ways and Means Committee of the House, to whom were referred a report of the Committee to Examine the books of the State officers and a letter of the Secretary of State.

Whereas, the report of the Committee appointed to examine the books of the State officers, together with the letter of the Secretary of State in reply thereto has been referred to us; and whereas, we have given a hearing to the Committee who made the report, and also to the Hon. J. T. Gantt, Secretary of State, and also to Mr. D. H. Means, Clerk of the Sinking Fund Commission, we beg to report, we find:

1. That the report of the Committee is correct, and commend the thorough and competent manner in which their work has been done.

2. We call attention to the fact that the report of the Committee does not charge any defalcation on the part of the Secretary of State.

RICHARD I. MANNING,
Chairman Finance Committee.

ALTAMONT MOSES,
Chairman Ways and Means Committee.

Mr. BROOKS offered the following

CONCURRENT RESOLUTION.

S. 472.—*Be it resolved*, by the Senate, the House concurring, That a Joint Committee consisting of one Senator, to be appointed by the President of the Senate, and two Members of the House, to be appointed by the Speaker of the House, be raised, whose duty it shall be to examine the accounts, vouchers and books of the penal and charitable institutions of the State, as provided in Section 81, of Vol. 1, of the Code of Laws of South Carolina.

Upon immediate consideration, the Resolution was agreed to and ordered sent to the House for concurrence.

The following was read:

Resolved, by the House of Representatives of the twenty-third Legislative Assembly of the Territory of Arizona, the Council concurring, That we appeal to the justness and fairness of the members of the various State Legislatures now in session and call upon them to request and urge their respective Representatives in the Senate of the United States to give careful and just consideration to the protests and objections advanced by the citizens of the Territory of Arizona against the passage of the measure now pending before the Senate of the United States designed and seeking to make one State of the Territories of Arizona and New Mexico.

Resolved, That the Speaker of the House and the President of the Council be instructed, and they are hereby directed, to send a copy of this Resolution to the various State Legislatures that are now in session.

Passed House by unanimous vote.

WILFRED T. WEBB,
Speaker of House.

J. P. DILLON,
Chief Clerk of House.

Passed Council by unanimous vote.

GEO. W. P. HEWT,
President of Council.

R. S. MACLAY,
Chief Clerk of Council.

Received as information.

Mr. McIVER offered the following

RESOLUTION.

S. 473.—*Resolved*, That a Committee, composed of three Members of the Senate, be appointed by the President, to investigate and report to the next session of the General Assembly what amendments to the Constitution and Statutes of this State will be necessary and proper to provide for biennial sessions of the Legislature, together with such Bills and Resolutions as may be necessary and proper to enact the same.

Upon immediate consideration, the Resolution was agreed to.
The Senate proceeded to the consideration of

SECOND READING BILLS.

H. 209 (109).—Mr. Tribble: A Bill to amend an Act approved the 20th day of February, 1904, entitled "An Act to exempt soldiers and sailors from paying license," by striking out on the third printed line of said Act, the words, "who enlisted from this State," so that said Act when so amended shall read as follows.

Report favorable.

The Bill was read, and on motion of Mr. MAULDIN, was amended as follows:

On line 2, of the printed Bill, amend as follows: After the word "service" insert the following words: "and who now are or may hereafter be entitled to a pension."

Ordered placed on the Calendar for a third reading, with notice of general amendments.

H. 211 (91).—Mr. Kirby: A Bill to require the payment of certain pensions after death of claimant.

Report favorable.

The Bill was read, and on motion of Mr. BUTLER, was amended as follows:

Amend by striking out the words "who is entitled," on line 2, printed Bill, and after the word "to" and before the letter "a" insert the word "whom," and on same line (2) insert the words "should be paid" between the words "pension" and the word "under;" also on line 7, strike out the words "oldest child," and insert in lieu thereof the word children, and add the following at end of the Section: *Provided*, That nothing herein contained shall be construed to extend the right to a pension beyond the year in which the pensioner shall die.

Add another Section, to be known as Sec. 2.

Sec. 2. This Act shall go into effect immediately upon its approval by the Governor.

Ordered placed on the Calendar for a third reading, with notice of general amendments.

H. 316 (339).—Claim of O. B. Martin, Superintendent of Education, for \$58.57.

Report unfavorable.

On motion of Mr. BRICE, the unfavorable report was laid on the table and the claim ordered returned to the House with approval.

H. 866 (285).—Judiciary Committee: A Bill to define and prescribe the manner of showing compliance with the requirements of the Constitution to the Governor prior to his ordering an election as to the creation of a new County.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 868 (182).—Mr. Gyles: A Bill to regulate the fees of physicians in this State, testifying as experts in any of the Courts.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 879 (484).—Mr. Cothran: A Bill to incorporate Saluda River Power Company and to authorize said company to erect a dam or dams across Saluda River in Pickens and Greenville Counties, for development of the power of said river and converting same into electrical power.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 888 (549).—Judiciary Committee: A Bill to amend Section 897 of the Code of South Carolina, Vol. 1, by including Spartanburg in the provisions thereof.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 889 (471).—Mr. Nicholson: A Bill to authorize the Clerk of Court of Edgefield County to dispose of and pay out certain pension funds now in his possession to Nellie Creed, T. J. McManus, Amanda Jones, Mrs. N. F. Brown and W. L. Quattlebaum.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 890 (397).—Mr. Herbert: A Joint Resolution to authorize the Governor to enter into a contract with the representatives of soldiers to collect whatever pay is due soldiers for services rendered in the Spanish-American War.

Report favorable.

The Joint Resolution was read and ordered placed on the Calendar for a third reading.

H. 892 (513).—Mr. Cloy: A Joint Resolution to authorize and require the payment of sixteen dollars and thirty cents to Mrs. Elizabeth Samuel, of Aiken County.

Report favorable.

The Joint Resolution was read and ordered placed on the Calendar for a third reading.

H. 893 (438).—Mr. Toole: A Bill to empower the Adjutant and Inspector General to add names to the Confederate rolls, upon proper proof.

Report favorable.

The Bill was read, and, on motion of Mr. DOUGLASS, was amended as follows:

Amend Bill 393 (House) 438 Senate, Section 1, on line 2, by inserting after the word General, the following words, "for the Clerk of the Historical Commission."

Ordered placed on the Calendar for a third reading.

H. 411 (413).—Mr. BRANTLEY: A Bill to amend an Act entitled "An Act to amend an Act entitled 'An Act to fix the compensation to be paid to the County officers of the various Counties of the State,' approved 27th of February. A. D. 1902, as to salaries of Coroners in Fairfield, Chester, Hampton, Marlboro, Williamsburg and Lancaster Counties," approved the 22d day of February, A. D. 1904, by including the word Orangeburg in the title, and by changing the salary in Orangeburg County.

Without reference.

On motion of Mr. RAYSOR the Bill was indefinitely postponed.

S. 442.—Mr. Brown: A Joint Resolution to provide for payment of \$50 to W. H. Lawrence, Treasurer of Darlington County, for Clerk hire in collecting commutation tax in 1904.

Without reference.

The Joint Resolution was read and ordered placed on the Calendar for a third reading.

S. 443.—Mr. Walker: A Joint Resolution authorizing the Georgetown and Western Railroad Company to construct and maintain a bridge across the Sampit River, in Georgetown County.

Without reference.

The Bill was read, and on motion of Mr. WALKER was amended as follows:

Amend title: Strike out words "construct and," and insert between words "bridge" and "across," the words, "now constructed."

Amend body of Bill: Strike out on lines 2 and 3, the words "construct and."

Insert on 3d line, between words "bridge" and "across," the words, "now constructed."

Ordered placed on the Calendar for a third reading.

H. 465 (590).—Judiciary Committee; A Bill to provide for the proper custody and protection of the Court House for Charleston County.

Without reference.

The Bill was read, and on motion of Mr. von KOLNITZ was amended as follows:

Add at end of Section 1, "and said janitor shall be allowed the use of the dwelling in the Court House yard."

Ordered placed on the Calendar for a third reading.

H. 466 (595).—Committee on Incorporations: A Bill to provide for the disposition of all funds realized from license to deal in seed cotton.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

The following communication was read:

To the Hon. John T. Sloan:

The Committee on Penal and Charitable Institutions, respectfully recommend that the Hon. J. H. Brooks be appointed on the part of the Senate to examine the books and vouchers of the Penal and Charitable Institutions of the State.

Respectfully,

W. C. HOUGH, for Committee.

Whereupon the PRESIDENT appointed the Hon. J. H. Brooks of the Committee on the part of the Senate.

The Senate proceeded to the consideration of

SPECIAL ORDERS.

S. 58.—Mr. W. J. Johnson: A Bill to devolve upon the Board of

Trustees of Winthrop Normal and Industrial College a joint duty and responsibility with the Board of Trustees of Clemson Agricultural and Mechanical College, in the inspection, analysis and taxing of commercial fertilizers, and to transfer one-third of the tag tax to the former College, and to deduct amount thereof from the current State appropriation to that College.

On motion of Mr. W. J. JOHNSON, the Bill was continued to the next session.

H. 419 (435).—Mr. Patterson: A Bill to establish an industrial school for boys, and to provide for its government and maintenance.

Report favorable.

Second reading.

The Bill was read.

Mr. COLE L. BLEASE moved to indefinitely postpone the Bill.

After debate by Messrs. COLE L. BLEASE, CHRISTENSEN, BLAKE, McLEOD and HOOD,

Pending consideration of the Bill, the Senate adjourned.

On motion of Mr. HUDSON, the Special Order, Memorial Services, was discharged and made the Special Order for to-morrow at 9 P. M.

ADJOURNMENT.

Mr. HOOD moved that when the Senate adjourn, it adjourn to meet to-morrow at 11.30 A. M.

On motion of Mr. HOOD, the Senate, at 9.50 P. M., adjourned.

WEDNESDAY, FEBRUARY 15, 1905.

The Senate assembled at 11.30 A. M., the hour to which it stood adjourned, and was called to order by the PRESIDENT.

The roll was called, and, a quorum answering to their names, the PRESIDENT announced the Senate ready to proceed to business.

The proceedings were opened with prayer by the Rev. Walter I. Herbert, Chaplain.

The Clerk proceeded to read the Journal of yesterday, whereupon on motion of Mr. McGOWAN, the further reading of the Journal was dispensed with.

The PRESIDENT called for Petitions, Memorials, Presentments of Grand Juries and such like papers.

REPORTS OF COMMITTEES.

Mr. WALKER, from the Committee on County Offices and Officers, submitted an unfavorable report on

S. 451.—Mr. Toole: A Bill to fix the salary of the Coroner of Aiken County.

Upon immediate consideration, the unfavorable report of the Committee was adopted and the Bill rejected.

Mr. RAYSOR, from the Committee on Railroads and Internal Improvements, submitted a favorable report on

H. 456 (551).—Mr. Morgan: A Bill to amend Section 2169, Vol. 1, Code of Laws, 1902, so as to extend the authority of the Railroad Commissioners to require depots at other than junctional points.

Ordered for consideration to-morrow.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

H. 470 (591).—The Ways and Means Committee: A Bill to raise supplies and make appropriations for the fiscal year commencing 1905.

Ordered for consideration to-morrow.

PAPERS FROM THE HOUSE OF REPRESENTATIVES.

The House sent the Senate the following:

H. 475 (116).—Mr. Toole: A Bill to amend an Act entitled an Act to encourage the establishment of libraries in the public schools of the rural districts, approved 8th February, 1904.

Read the first time and referred to the Committee on Education.

H. 476 (152).—Mr. Morgan: A Bill to provide the age and time in which road duty shall be performed in this State and to provide for and fix the amount of commutation tax in lieu thereof.

Read the first time and referred to the Committee on Roads, Bridges and Ferries.

MESSAGE No. 34.

In the House of Representatives,
Columbia, S. C., February 15, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has tabled and withdrawn

H. 184 (S. 36).—Mr. Hough): A Bill to fix the salaries of the Sheriffs in this State.

Very respectfully,
Received as information.

M. L. SMITH,
Speaker of the House.

MESSAGE No. 35.

In the House of Representatives,
Columbia, S. C., February 15, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has continued

H. 457 (S. 176.—Mr. Hood): A Bill to amend Section 8 of an Act to fix the amount of the compensation to be paid to the County officers of the various Counties of the State, approved 25th of February, 1902, by increasing the compensation of the Clerk of the Board of County Commissioners of five hundred dollars for Anderson County.

Also,

H. 453 (S. 149.—Mr. Peurifoy): A Bill to authorize and empower the County Board of Commissioners of Colleton County to sell a portion of Poor Farm and to use proceeds of sale in improvements.

Also,

H. 451 (S. 146.—Mr. Hood): A Bill to amend an Act entitled "An Act to fix the salaries of County Supervisors," approved the 24th day of February, 1904, increasing the salary of the County Supervisor of Anderson County to \$1,500.

Also,

H. 483 (S. 175.—Mr. Hood): A Bill to amend an Act entitled "An Act to fix the compensation for County Commissioners," approved 25th February, 1904, so far as it relates to number of days' service by County Commissioners.

Also,

H. 425 (S. 100.—Mr. Peurifoy): A Bill to amend Sections 3091 and 3092, Civil Code, 1902, relating to legal notices, by striking out the word "Colleton."

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 36.

In the House of Representatives,
Columbia, S. C., February 15, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has tabled and withdrawn from the files of the House

H. 249 (S. 47.—Mr. Bivens): A Bill to amend Section 18 of the Code of Civil Procedure of the Code of Laws, Vol. II., 1902, fixing the time for holding the Courts for Dorchester County.

Also,

H. 419 (S. 12.—Mr. Marshall): A Bill to further provide for the creation and continuance and to define the duties and powers of the Historical Commission of this State, now existing under the terms of "An Act to provide for the appointment of a Historical Commission of the State of South Carolina, for the purpose of collecting and preserving all matter relating to the history of the State," approved December 27, A. D. 1894.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 37.

In the House of Representatives,
Columbia, S. C., February 15, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has tabled and withdrawn from the files of the House

H. 556 (S. 23.—Mr. Bates): A Bill to change the name of Bull Pond School House voting precinct to Bull Pond Club House.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

The Senate proceeded to the consideration of the Calendar.

GENERAL ORDERS.

THIRD READING BILLS.

The following Bills having received three readings in both Houses, it was ordered that the titles be changed to Acts and enrolled for ratification:

H. 366 (235).—Judiciary Committee: A Bill to define and prescribe the manner of showing compliance with the requirements of the Constitution to the Governor prior to his ordering an election as to the creation of a new County.

H. 368 (132).—Mr. Gyles: A Bill to regulate the fees of physicians in this State, testifying as experts in any of the Courts.

H. 388 (549).—Judiciary Committee: A Bill to amend Section 397 of the Code of Laws of South Carolina, Vol. 1, by including Spartanburg in the provisions thereof.

H. 389 (471).—Mr. Nicholson: A Bill to authorize the Clerk of Court of Edgefield County to dispose of and pay out certain pension funds now in his possession to Nellie Creed, T. J. McManus, Amanda Jones, Mrs. N. F. Brown and W. L. Quattlebaum.

The following Joint Resolutions having received three readings in both Houses, it was ordered that they be enrolled for ratification:

H. 390 (397).—Mr. Herbert: A Joint Resolution to authorize the Governor to enter into a contract with the representatives of soldiers to collect whatever pay is due soldiers for services rendered in the Spanish-American War.

H. 392 (513).—Mr. Cloy: A Joint Resolution to authorize and require the payment of sixteen dollars and thirty cents to Mrs. Elizabeth Samuel, of Aiken County.

H. 466 (595).—Committee on Incorporations: A Bill to provide for the disposition of all funds realized from license to deal in seed cotton.

The following Joint Resolutions were severally read the third time, passed and ordered sent to the House of Representatives:

S. 442.—Mr. Brown: A Joint Resolution to provide for payment of \$50 to W. H. Lawrence, Treasurer of Darlington County, for Clerk hire in collecting commutation tax in 1904.

S. 443.—Mr. Walker: A Joint Resolution authorizing the Georgetown and Western Railroad Company to construct and maintain a bridge across the Sampit River, in Georgetown County.

The following Bills were severally read the third time, passed and ordered returned to the House of Representatives, with amendments:

H. 169 (86).—Mr. Doar: A Bill to further regulate the hunting of deer in this State.

H. 465 (590).—Judiciary Committee: A Bill to provide for the proper custody and protection of the Court House for Charleston County.

The following Bills and Joint Resolutions were severally read the third time, amended, passed and ordered returned to the House of Representatives, with amendments:

H. 211 (91).—Mr. Kirby: A Bill to require the payment of certain pensions after death of claimant.

The Bill was amended as follows:

On motion of Mr. EARLE:

Amend Bill 211, Section 1, line after the word "children" and before the word "or" insert, "person with whom the deceased resided at the time of his or her death." Also, add at end of Section "without charges or commissions."

H. 393 (438).—Mr. Toole: A Bill to empower the Adjutant and Inspector General to add names to the Confederate rolls, upon proper proof.

The Bill was amended as follows:

On motion of Mr. DOUGLASS:

Amend title to 393, insert between "General" and "to" the words "or the Clerk of the Historical Commission."

SECOND READING BILLS.

S. 145.—Mr. Hood: A Bill to amend Section 2468, Civil Code of 1902, relating to the distribution of intestates' estates.

Report unfavorable.

On motion of Mr. HOOD, the Bill was continued to the next session.

H. 197 (387).—Barnwell Delegation: A Bill to abolish the office of Township Commissioner in Barnwell County, and make the General Law as to County government and assessment of property for taxation applicable therein.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 216 (73).—Mr. Haskell: A Bill to establish a State Armory.

Report favorable, with amendments.

Mr. COLE L. BLEASE moved to indefinitely postpone the Bill.

After debate by Messrs. MANNING, COLE L. BLEASE, W. J. JOHNSON,

The question was taken on agreeing to the motion of the Senator from Newberry, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Blake, C. L. Blease, E. S. Blease, Efrd, Hood, W. E. Johnson and Warren—7.

Nays—Messrs. Bivens, Blake, Brice, Brooks, Brown, Butler, Carpenter, Christensen, Davis, Dennis, Douglass, Earle, Hardin, Hay, Hough, Hudson, Hydrick, W. J. Johnson, Manning, Marshall, Maul-

din, McGowan, McIver, McLeod, Peurifoy, Raysor, Stackhouse, Talbert, von Kolnitz, Wells and Williams—31.

So the motion was lost.

Mr. EARLE moved to lay the Committee's amendments on the table.

The question was taken on agreeing to the motion of the Senator from Oconee, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Black, C. L. Blease, Earle, Efrd, Hood and Talbert—6.

Nays—Messrs. Bivens, Blake, E. S. Blease, Brice, Brooks, Brown, Butler, Carpenter, Christensen, Davis, Dennis, Douglass, Hay, Hough, Hudson, Hydrick, W. J. Johnson, Manning, Marshall, Mauldin, McGowan, McIver, Peurifoy, Stackhouse, Walker, Wells and Williams—27.

So the motion was lost.

Further consideration of the Bill was postponed.

H. 221 (282).—Claim of J. E. Murray, for \$151.67.

Report unfavorable.

On motion of Mr. W. E. JOHNSON, the unfavorable report was rejected and the claim ordered returned to the House with approval.

H. 273 (206).—Mr. DeVore: A Bill to authorize and require the Supervisors of Registration for Edgefield County to revise the registration books of said County, and to require the County Commissioners of said County to pay for same.

Without reference.

The Bill was amended as follows:

On motion of Mr. McIVER:

'Amend title of Bill by inserting after the word "Edgefield," on line one of title, the words "and Chesterfield."

Change the word "County" wherever it occurs to "Counties." "Counties."

After the word "County," near the end of line three of title, insert the word "respectively."

Amend Section 1 by inserting the words "and Chesterfield," after the word "Edgefield," one line one.

Change the word "County" whenever it occurs to "Counties."

Amend Section 3 line two (2) by inserting after the word "County" the word "respectively."

Ordered placed on the Calendar for a third reading.

H. 377 (537).—Mr. Fraser: A Bill to amend Section 993, of Vol. 1, of the Code of Laws of South Carolina, 1902, relating to Magistrates' books.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

H. 416 (375).—Mr. Nash: A Bill to assign the present Circuit Judges to proper Circuits in order to conform to the provisions of an Act entitled "An Act to divide the State into ten Judicial Circuits, and arrange the same."

Report favorable, with amendments.

The Bill was read and the Committee amendments adopted to wit:

Amend Bill No. 416 by striking out all after the enacting words down to Section 9, and inserting in lieu thereof the following to be known as Section 1:

"Section 1. That from and after the approval of this Act the present Judges of the First, Second, Third, Fourth, Fifth, Sixth, Seventh and Eighth Judicial Circuits shall be the Judges of the said Circuits, respectively, as constituted by an Act entitled 'An Act to divide the State into ten Judicial Circuits, and arrange the same,' approved the day of February, 1905, until their present terms shall expire."

Strike out the words "Sec. 9," on page 2, and insert in lieu thereof the words "Sec. 2."

Strike out the words "Sec. 10," on page 3, and insert in lieu thereof the words "Sec. 3."

Ordered placed on the Calendar for a third reading.

H. 417 (518).—Judiciary Committee: A Bill to assign the present Circuit Solicitors to the proper Circuits in order to conform to the provisions of an Act entitled "An Act to divide the State into ten Judicial Circuits and arrange the same, and to provide for the election of Solicitors for the First and Ninth Circuits.

Report favorable, with amendments.

The Bill was read and the Committee amendments adopted, to wit:

Amend the title by striking out on line 5 the word "first" and inserting in lieu thereof the word "eighth."

Amend by striking out all after the enacting words and inserting in lieu thereof the following:

"Section 1. That from and after the approval of this Act, the Solicitors heretofore elected for the First, Second, Third, Fourth,

Fifth, Sixth and Seventh Judicial Circuits shall be the Solicitors, respectively, of the said several Judicial Circuits, as constituted by an Act entitled 'An Act to divide the State into ten Judicial Circuits and arranged the same,' approved the day of February, 1905, and shall serve until their present terms shall expire; and that the Solicitor heretofore elected for the Eighth Judicial Circuit shall be the Solicitor of the Tenth Circuit as constituted by said Act until his present term shall expire.

"Sec. 2. That immediately after the approval of this Act the Governor shall give notice according to law of an election to be held in the Eighth and Ninth Circuits for the purpose of electing a Solicitor for the Eighth Circuit and the Ninth Circuit, each of whom shall hold his office until the general election in 1908, and until his successor is elected and qualified, and each shall receive a salary of fifteen hundred dollars per annum, to be paid as other Solicitors are paid: *Provided*, That all the duties and privileges now devolving upon the office of Solicitor shall devolve on such Solicitors when elected.

"Sec. 3. That all Acts and parts of Acts inconsistent with this Act be, and the same are hereby, repealed."

Ordered placed on the Calendar for a third reading.

S. 422.—Mr. Cole L. Blease: A Joint Resolution relating to the purchasing of a portrait of Chief Justice John Belton O'Neill.

Report favorable.

The Joint Resolution was read and ordered placed on the Calendar for a third reading.

H. 430 (585).—Ways and Means Committee: A Joint Resolution to provide for the appointment of two Members of the Senate and three Members of the House to examine certain offices.

Report favorable.

The Joint Resolution was read and ordered placed on the Calendar for a third reading.

S. 434.—Mr. Stackhouse: A Bill to amend Section 1362, Volume 1, Code of Laws, 1902, so as to include Marion County therein at a two mill levy.

Without reference.

On motion of Mr. STACKHOUSE, the Bill was continued to the next session.

H. 437 (581).—Ways and Means Committee: A Bill to make appropriations to meet the ordinary expenses of the State Government for the fiscal year commencing January 1, 1905.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 441 (468).—Mr. Bruce: A Bill to amend an Act entitled "An Act to regulate the practice of medicine in South Carolina, to provide for a State Board of Medical Examiners and to define their duties and powers," approved 27 day of February, A. D. 1904, as to time of the meeting of Board, and as to amount of license fees.

Report favorable.

The Bill was read, and on motion of Mr. RAYSOR, was amended as follows:

Amend No. 441, strike out the following words in the title, "as to time of meeting of the Board and as to amount of license fee."

Ordered placed on the Calendar for a third reading.

H. 445 (271).—Mr. Nash: A Bill to authorize the Trustees of the School District of the city of Spartanburg to issue bonds for the purpose of erecting an additional school building and equipping same, and purchasing a lot or lots.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

H. 446 (577).—Judiciary Committee: A Bill to prohibit the unlawful manufacturing, selling, using, or purchasing of Confederate Crosses of Honor, and to provide a penalty for same.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 447 (143).—Mr. Green: A Bill to amend Section 631, of Chapter XXX., of Vol. 2, Code of Laws, South Carolina, 1902, by creating a Township Deputy, defining his duties, and providing for his pay.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 453 (504).—Mr. J. P. Gibson: A Bill to provide for convenient depositories for common schools.

Report favorable.

H. 457 (440).—Mr. Haskell: A Bill to authorize the city of Columbia to dispose of a certain lot of land situated therein.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 458 (589).—Ways and Means Committee: A Bill to authorize the town of Williston, in Barnwell County, to issue bonds in the sum of five thousand dollars for the purpose of erecting and maintaining an electric plant to furnish light to said town.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 460 (469).—Mr. Lyon: A Bill to amend the law relating to Magistrates.

Report favorable.

The Bill was read and amended as follows:

On motion of Mr. MARSHALL:

Richland County—There shall be thirteen Magistrates in Richland County, located as hereinafter provided, who shall receive as compensation for their services in criminal cases and on inquests when acting as Coroner, in lieu of all costs and fees, annual salaries, payable monthly, as follows: Two at Columbia, to receive a salary of eight hundred dollars each; one at Waverly, to receive a salary of one hundred and twenty dollars; one at Eastover, to receive a salary of one hundred and twenty dollars; one at Gadsden, to receive a salary of one hundred and twenty dollars; one at Camp Ground, to receive a salary of one hundred and twenty dollars; one at Hopkins, to receive a salary of one hundred and twenty dollars; one at Davis', to receive a salary of one hundred and twenty dollars; one at Killians, to receive a salary of one hundred and twenty dollars; one at Garner's, to receive a salary of one hundred and twenty dollars; one at Olympia, to receive a salary of one hundred and twenty dollars; one at Fairmont, to receive a salary of one hundred and twenty dollars; one at Lykes, to receive a salary of one hundred and twenty dollars; and one at Wateree, to receive a salary of one hundred and twenty dollars. Each of said Magistrates are authorized to appoint a person to act as Constable in serving and executing process issued by him, who shall give the bond and take the oath required by law. The Constables so appointed shall receive as compensation for their services in criminal cases and in lieu of all costs and fees therefor, annual salaries as follows, payable monthly: The Constables at Columbia, three hundred dollars each; the Constable at Camp Ground, ninety dollars; the Constable at Hopkins, ninety dollars; the Constable at Davis, ninety dollars; the Constable at Killians, ninety dollars; the Constable at Garner's, ninety dollars; the Constable at Gadsden, ninety dollars; the Constable at Olympia, ninety dollars; the Consta-

ble at Fairmont, ninety dollars; the Constable at Lykes, ninety dollars, and the Constable at Waverly, ninety dollars: *Provided*, That said Constables (besides their salaries) shall be entitled to mileage of five cents per mile each way for carrying persons to jail under commitment.

On motion of Mr. BRICE:

York County—The Judicial Districts of Magistrates for York County for criminal cases coming within their jurisdiction shall be as follows: The First District shall embrace Broad River Township and the corner of King's Mountain Township adjacent to Broad River Township; the Second District shall embrace Bullock's Creek Township; the Third District shall embrace Bethesda Township; the Fourth District shall embrace York Township; the Fifth District shall embrace King's Mountain Township and in the corner of said township adjacent to Broad River Township; the Magistrate of King's Mountain Township shall have concurrent jurisdiction with the Magistrate of Broad River Township; the Sixth District shall embrace Bethel Township; the Seventh District shall embrace Fort Mill Township; the Eighth District shall embrace Ebenezer Township, outside of the corporate limits of the city of Rock Hill; the Ninth District shall embrace Catawba Township and that part of Ebenezer Township lying within the incorporate limits of the city of Rock Hill. There shall be appointed Magistrates for each of said Districts, each of whom shall have civil jurisdiction over the entire County, and in cases cognizable by the Court of General Sessions, each of said Magistrates shall have jurisdiction over the entire County, and they are hereby required to arrest and bind over witnesses or defendants in any part of the County in all cases triable by the Court of General Sessions. Each of said Magistrates shall appoint a Constable, or Constables, and file with the Clerk of Court of Common Pleas and General Sessions for York County a certificate of the appointment of his Constable; and each of said Constables shall file with said Clerk a bond, in the penal sum of two hundred dollars, in the form now required by law for Constables. The said Magistrates and their Constables shall receive per annum from said County as compensation for their services and in lieu of all fees and costs in criminal cases the following salaries, to wit: Magistrates and their Constables in the First, Second, Third, Fifth, Sixth and Eighth Districts shall each receive per annum one hundred dollars; in the Fourth District the Magistrate and his Constable shall each receive three hundred dollars per annum; in the Seventh District the Magis-

trate and his Constable shall each receive one hundred and fifty dollars per annum; in the Ninth District the Magistrate shall receive four hundred dollars, and his Constable four hundred dollars per annum. Each Magistrate and Constable shall make out separate accounts for said salaries, and said Magistrates are hereby required to certify before the County Commissioners that they have paid over to their Constables the full amount of the salaries herein allowed to their Constables. Whenever it is impracticable for the Coroner to hold inquests the said Magistrates shall conduct the same in their respective Districts, without any cost or expense to the County, and their respective Constables are required to summon juries, arrest all witnesses and prisoners, and without any cost or expense to the County. Should any Magistrate refuse to hold any such inquest in his District, the County Supervisor may designate another Magistrate to hold the same and deduct ten dollars from the salary of the Magistrate refusing to do so. Only one physician shall be summoned and receive pay for conducting a post mortem, unless the exigencies of the case require another physician.

On motion of Mr. EARLE:

Oconee County—There shall be appointed for Oconee County Magistrates as follows: One at Walhalla, whose compensation shall be one hundred and twenty-five dollars per annum; one at Seneca, whose compensation shall be seventy-five dollars per annum; one at Westminster, whose compensation shall be seventy-five dollars per annum; one at or near Oakway, whose compensation shall be fifty dollars; one at or near Salem, whose compensation shall be thirty-five dollars per annum, and eight others may be appointed, each of whose compensation shall be twenty-five dollars per annum.

On motion of Mr. W. J. JOHNSON:

In the County of Fairfield the Magistrates and their Constables shall receive the same salaries as now provided by law; and the Board of County Commissioners are hereby authorized and required to set aside so much of the County's share of the Dispensary profits as may be necessary to pay the said salaries cash quarterly.

On motion of Mr. W. E. JOHNSON:

Aiken County—Raise salary at Warrenton from sixty dollars to one hundred dollars.

On motion of Mr. CARPENTER:

Amend Bill 460 by adding:

Pickens County—The Magistrate at Easley shall receive a salary of two hundred and twenty-five dollars.

On motion of Mr. BUTLER:

Cherokee County—The Judicial Districts shall be as follows: The First District shall embrace Limestone Township; the Second shall embrace White Plains Township; the Third District shall embrace Draytonville Township; the Fourth District shall embrace Gowdysville Township; the Fifth District shall embrace Morgan, and the Sixth shall embrace Cherokee Township. The said Magistrates and their Constables shall each receive from said County, as compensation for their services and in lieu of all fees and costs in criminal cases, the following salaries per annum, payable quarterly, to wit: The two Magistrates for the First District, residing at Gaffney, one hundred dollars each, payable quarterly, and they may direct all criminal process to the Sheriff of the County, who shall receive no additional salary for same other than is now allowed by law for said Sheriff, but for the service of all civil process issuing from said Magistrate's Court, the fees now allowed by law for Constables, and the said Magistrates shall have jurisdiction over Cherokee County in civil cases and offenses where the crime charged is a felony and in all other cases their jurisdiction is hereby confined to Limestone Township south of the public road that runs by A. Harris' on to Grassy Pond and the road from Grassy Pond to Stacy's Ferry, except in cases that are transferred as is now allowed by law for change of venue in civil and criminal cases; and the Magistrates of the Sixth District, residing at Blacksburg, shall receive one hundred dollars, and the Constable for said Magistrate shall receive one hundred dollars as a salary; and all other Magistrates for said County shall receive forty dollars; and their Constables each fifty dollars, payable quarterly. There shall be appointed additional Magistrates as follows: One for Limestone Township, near Grassy Pond; one for Cherokee Township, who, with his Constable, shall reside, and have police power at Cherokee Falls, with concurrent jurisdiction with the Magistrates of the Third and Fourth Districts; and one who shall reside at or near Littlejohn's Precinct, with concurrent jurisdiction with the Magistrates of the Third and Fourth Districts; and one who shall reside near Butler's Precinct, with concurrent jurisdiction with the Magistrates of the First and Second Districts; and the said additional Magistrates shall each appoint one Constable, and they and their Constables shall each, respectively, receive the same salary as the Magistrates and Constables of the Fourth District.

On motion of Mr. McIVER:

Chesterfield County—Nine Magistrates shall be appointed for Chesterfield County, one for each township, who shall reside therein, and one at or near Brock's Mill, whose salaries in criminal matters shall be as follows: The Magistrates for Cheraw Township, one hundred and seventy-five dollars: *Provided*, That when there is no Magistrate or Constable appointed and serving for Steerpen, the salaries herein provided for the Magistrate and Constable at Steerpen shall be paid to the Magistrate or Constable, at Cheraw, respectively; for Chesterfield Court House, two hundred dollars: *Provided*, He be required to attend all Courts of General Sessions for Chesterfield County; for Jefferson, Mt. Croghan and Alligator, each one hundred dollars: *Provided*, The Magistrate at Alligator be required to open his office at least one day in each week at McBee S. C.; for Old Store, Cole Hill, Steer Pen and Brock's Mill, each seventy-five dollars. The salaries herein provided for Magistrates shall cover all services in criminal matters, including holding inquests and preliminary examinations over dead bodies when held by Magistrates. Each of these Magistrates shall appoint a Constable who shall give a bond as hereinafter provided, and shall receive the same salary as the Magistrate appointing him, except at Chesterfield Court House, where his salary shall be one hundred and fifty dollars; and such salaries shall be in full compensation for all services in criminal matters and in inquests held by the Magistrate appointing them, except that they shall receive five cents per mile going and returning by the nearest route from the office of the Magistrate whom they serve to the jail or chain-gang, as the case may be, when required to take prisoners, with the same mileage one way for each prisoner so carried. That when any person shall be so appointed Constable, he shall enter into bond before the Clerk of the Court of the County in the penalty of two hundred dollars with good security, to be approved by said Clerk of Court, and upon taking the oath prescribed by law, such person shall be regarded as a regularly qualified Constable; nor shall any person not so qualified exercise the powers of a Magistrate's Constable: *Provided*, That nothing herein contained shall prevent a Magistrate from appointing the Sheriff of the County or a special Constable for a special occasion, to be specified in writing, in case the regular Constable cannot exercise the powers of Constable: *Provided, further*, That the special Constable so appointed shall enter into bond in the usual form before the

Magistrate appointing him, in which event the said special Constable (or the Sheriff) shall be entitled to receive the fees heretofore provided by law for such services. That before receiving any part of the salaries herein provided for, each of said Magistrates and each of said Constables shall subscribe and file with the County Board of Commissioners an affidavit that all fines, costs and fees paid to or collected and received by him, in criminal cases and proceedings, have been paid over to the County Treasurer of said County.

On motion of Mr. HOUGH:

Amend Bill No. 460.

• Lancaster County—The Magistrate for Gill's Creek and Cane Creek Townships, with office on Factory Hill, shall receive a salary of two hundred and fifty dollars per year, and his Constable to receive same salary per year, both salaries payable quarterly.

On motion of Mr. CHRISTENSEN:

Amend Bill No. 460 by inserting Section as follows:

Beaufort County—The salary of the Constable at Beaufort shall be increased from two hundred and fifty dollars to three hundred dollars annually; the Magistrate of Yemassee shall have power and authority to appoint two Constables, and each of said Constables shall receive an annual salary of one hundred dollars. The salary of the Constable for St. Helena shall be increased from three hundred dollars to three hundred and sixty dollars.

On motion of Mr. VON KOLNITZ:

Add Section:

Charleston County—The law as to Magistrates and Constables, their location, jurisdiction, salaries, &c., shall be and remain as now provided in the County of Charleston: *Provided, however*, That the Magistrate residing at McClellanville, in said County of Charleston, shall receive a salary of two hundred dollars per annum.

On motion of Mr. E. S. BLEASE:

Amend by adding as an additional Section the following:

Saluda County—Six Magistrates shall be appointed in Saluda County, each of whom shall have jurisdiction throughout the County. One of the said Magistrates shall reside in the town of Saluda, and have his office in said town, and he shall receive an annual salary of one hundred dollars. Each of the other said Magistrates shall receive an annual salary of seventy-five dollars. The Sheriff of Saluda County, or his deputy, shall act as Constable for the Magistrate residing in the town of Saluda; each of the other Magistrates shall appoint a Constable, and each of the said Constables shall receive an

annual salary of seventy-five dollars. The salaries herein provided for shall be paid quarterly by the County Treasurer upon the warrant of the County Board of Commissioners.

On motion of Mr. BROOKS:

Greenwood County—The Magistrate at Hodges shall have power, authority and jurisdiction at Cokesbury, as well as at Hodges, and receive as a salary of seventy-five dollars annually, his Constable to receive a like amount. The salary of the Magistrate and Constable at Coronaca shall be increased from fifty dollars to one hundred dollars annually; the salary of the Magistrate at Greenwood shall be increased from one hundred and fifty dollars to two hundred and fifty dollars annually. The salary of the Magistrate at Kirksey and Gaines, shall be seventy-five dollars; and the salary of the Constable at Ninety-Six shall be the same as the Magistrate's. The duties, powers and authority of said Magistrates and Constables to remain as now provided by law, except as herein provided.

On motion of Mr. DAVIS:

Clarendon County—Magistrates shall be appointed in Clarendon County: One shall reside in the town of Manning; one at or near New Zion Church; one at Foreston; one at Pinewood; one at or near Paxville; one at or near St. Paul's; one at or near Turbeville. The Magistrates appointed to serve outside of the town of Manning shall each appoint one person to act as Constable in serving the processes of their respective Courts, removable at pleasure. It shall be the duty of the Sheriff of Clarendon County to perform all the duties of Constable for the Magistrate at Manning, in criminal cases, without receiving any extra compensation therefor. In lieu of all fees and costs for criminal proceedings heretofore paid them by the County, the Magistrate at Manning and the Magistrate at or near St. Paul's shall be allowed a salary of three hundred dollars per annum, and each of the other Magistrates the sum of one hundred dollars; and each Constable appointed as aforesaid shall receive a salary of seventy-five dollars per annum, except the Constable to the Magistrate at or near St. Paul's, whose salary shall be one hundred dollars per annum. Said salaries shall be payable quarterly, on the first of January, April, July and October, by the County Treasurer, out of the County funds, upon the order of the County Supervisor. Each Magistrate so appointed shall give bond of five hundred dollars, for the faithful performance of his duties, to be approved by the Clerk of the Court of Common Pleas of Clarendon County.

On motion of Mr. WELLS:

Amend by inserting, as additional Section, the following:

Florence County—There shall be nine (9) Magistrates in Florence County to be located in the following townships, as follows: In Florence two, at a salary of two hundred and fifty dollars each; Timmons-ville one, at a salary of two hundred and fifty dollars; Pee Dee or Hannah, Cains, McMillian, Effingham, Cartersville and Motts, one each, at a salary of fifty dollars each. Said salaries to be paid to said Magistrates in lieu of all costs and fees in criminal cases. Each Magistrate shall have the power to appoint one Constable. The Constables in Florence Township and Timmons-ville Township shall receive a salary of one hundred and twenty-five dollars each, and each of the other Constables fifty dollars. Said Constables' salaries shall be paid in lieu of all costs and fees in criminal cases. Each Constable shall also receive three cents per mile each way for conveying prisoners to jail or chain-gang, and two cents per mile each way, in the most direct route, to make arrest; and the two Magistrates in Florence Township may employ the Sheriff and deputies, or Sheriff or deputies, to serve as Constables for them, at the same salaries as provided for the Constables for said two Magistrates in Florence Township, and upon the request of said Sheriff the said Magistrates shall turn over any and all warrants so requested to be executed, and the County Commissioners shall furnish to all Magistrates in said County all legal blank forms used in criminal cases that are necessary to their official duty.

On motion of Mr. COLE L. BLEASE:

Newberry County—In Newberry County eleven Magistrates shall be appointed: One in the town of Newberry; one in the town of Prosperity; one in the town of Little Mountain; one each in Townships Nos. 2, 3, 4, 5, 6, 7, 10 and 11. The Magistrate in Newberry shall receive an annual salary of three hundred dollars; in Prosperity, one hundred dollars; in Township No. 4, one hundred dollars; in all others, thirty-six dollars each per annum. Said salaries shall be in lieu of all fees in criminal cases and shall be paid quarterly. Each of said Magistrates shall appoint a Constable, who shall receive the same salary as the Magistrate appointing him, in lieu of all fees in criminal cases, and each Constable shall also receive five cents per mile each way for each mile necessarily traveled in serving and executing arrests or witness warrants in criminal cases in Court of General Sessions, and for conveying prisoners after conviction to the jail or chain-gang. Each Magistrate shall file with the Clerk of the

Court of Common Pleas and General Sessions a certificate of the appointment of his Constable, and said Constable, before entering upon the discharge of his duties, shall file with the said Clerk a bond, in the penal sum of two hundred dollars, in the form required by law for Constables: *Provided*, That no Magistrate shall appoint any person as his Constable who is related to such Magistrate by affinity or consanguinity within the third degree. The County Supervisor shall furnish dockets and blanks for said Magistrates for criminal cases only: *Provided*, That the Constable appointed as aforesaid shall serve throughout the County all papers issued in criminal cases by Magistrates appointing them, except in case where said Constables are not able to serve the same for good and sufficient cause, which cause shall be made to appear by affidavit on any account rendered against the County by the person actually serving the same: *Provided, further*, That the County Board of Commissioners shall furnish a suitable office for the Magistrate in the town of Newberry. The jurisdiction of each Magistrate shall extend throughout the County and shall not be confined to the township in which he resides.

The Bill was ordered placed on the Calendar for a third reading, with notice of general amendments.

H. 461 (590).—Judiciary Committee: A Bill to incorporate the Cherokee, Union and Spartanburg Railroad.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading.

H. 467 (461).—Mr. McFaddin: A Bill to incorporate the Carolina Land Corporation of South Carolina.

Report favorable.

The Bill was read and on motion of Mr. Marshall was amended as follows:

Amendment Bill 467, in Section 2, line 2, after the word "and" and before the words "paid up," insert the following words: "Seventy per cent. thereof has been."

Ordered placed on the Calendar for a third reading.

H. 468 (609).—Ways and Means Committee: A Bill to make appropriations for the payment of the per diem, mileage and stationery certificates of the members of the General Assembly, the salaries of the subordinate officers and employees thereof, and other purposes herein named.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of General amendments.

JOURNAL OF THE SENATE,
PRESENTATION OF FLAG.

The Governor sent the following message:

MESSAGE FROM THE GOVERNOR.

TRANSMITTING THE BATTLE FLAG OF MCINTOSH'S BATTERY.

State of South Carolina,
Executive Chamber,
Columbia, S. C., February 14, 1905.

SPECIAL MESSAGE No. 6.

To the Gentlemen of the General Assembly.

I have the honor to present to you, in behalf of the Pee Dee Light Artillery, the battle flag of McIntosh's Battery. The historic flag is presented to the State of South Carolina by the veteran survivors who bore it in battle, asking that it be preserved in the archives of their State. Accompanying this flag is an historical sketch of the Pee Dee Light Artillery, the presentation by the Committee appointed from McIntosh's Battery, and a brief sketch of the flag and its career.

I am glad to have the honor of transmitting this flag and these sketches to your honorable body, feeling confident that the wish of the brave survivors will find a ready response in your hearts, and that his cherished gift will be placed among our most honored archives to be handed down to future generations.

I have the honor to be, respectfully yours,

D. C. HEYWARD,
Governor.

Governor Heyward.

We have the honor to deliver to you the flag of the Pee Dee Light Artillery, composed of men from Darlington District, South Carolina.

This act on our part is authorized by the accompanying resolution, unanimously adopted by the survivors of that command, at their last annual reunion, July 21, 1904.

Thinning ranks and the increasing infirmities of old age have driven us to seek a safe place to deposit it before we all pass away.

And in discharging the duty, assigned to us by our comrades, we respectfully present a brief sketch of the flag, together with a printed history of the command, which we venture to hope may furnish some grounds for the belief we cherish that the colors faithfully

followed by her sons throughout the entire war may be deemed worthy by the State of a place in her archives.

At the annual meeting of the survivors of the Pee Dee Light Artillery, held July 21, 1904, the following resolution was unanimously adopted:

Resolved, That the flag be presented to the State, and that E. Keith Dargan, I. F. Reddick, J. E. Pettigrew, J. L. Napier and J. W. Brunson are hereby appointed to deliver it.

JOS. W. BRUNSON, Secretary.

HISTORY OF THE FLAG.

The flag (McIntosh's Battery) of the Pee Dee Light Artillery, first organized as the Pee Dee Rifles, Company D, First (Gregg's) Regiment, S. C. V., Walker's (later Pegram's) Battalion of Artillery, A. P. Hill's Division, Jackson's Corps, Army of Northern Virginia.

It was presented at Suffolk, Virginia, in 1861, by Col. Maxcy Gregg, in behalf of Miss Louisa McIntosh and other ladies of Society Hill, S. C., and was received by Capt. D. G. McIntosh with a soldier's pride.

It was an inspiration in the following battles, besides numerous other engagements of minor importance: Seven Days Around Richmond, Second Manassas, Ox Hill, Harper's Ferry, Sharpsburg, Fredericksburg, Chancellorsville, Gettysburg, Spottsylvania, Second Cold Harbor. After this battle the Battery was transferred to James Island, S. C., where it remained until a short time before the city of Charleston was evacuated.

The guns were surrendered at Greensboro, N. C., but the flag was saved by the Guidon, R. C. Nettles, who escaped with it concealed under his jacket, and restored it to the hands of one of its fair donors, Miss Louisa McIntosh, in whose custody it remained until 1878, when she presented it to the survivors of her brother's old Battery.

Since that year they have met in annual reunion under its tattered folds, to do honor to its fair donors, its gallant commanders, and to the brave men who died to defend it.

But thinning ranks and the rapidly advancing infirmities of old age have warned them to seek a safe place to deposit it before they all pass away.

Hence at their last reunion it was resolved to offer it to the State, in the hope that it might be deemed worthy of preservation in her archives.

We were appointed a Committee to deliver it.

E. KEITH DARGAN,
I. F. REDDICK,
J. E. PETTIGREW,
J. L. NAPIER,
J. W. BRUNSON,
Committee.

Mr. WELLS spoke with much feeling and eloquence in giving the history of McIntosh's Battery, paying a worthy tribute to the men who made it immortal.

Mr. BROWN also addressed the Senate and gave further facts concerning the devotion and services of the famous Battery.

Mr. BROWN moved that the flag be received and reserved in the archives of the State, and the motion was carried by a rising vote.

RECESS.

On motion of Mr. COLE L. BLEASE, the Senate, at 2.10 P. M., recessed from business until 8 o'clock this evening.

NIGHT SESSION.

The Senate reassembled at 8 P. M. and was called to order by the PRESIDENT.

PAPERS FROM THE HOUSE OF REPRESENTATIVES.

The House sent the Senate the following:

S. 264 (607).—Mr. Wells: A Bill to fix the amount of the compensation to be paid to the County officers of the various Counties of the State.

Returned with amendments.

The Senate concurred in the amendment inserting "payable quarterly," after Act on line 5, of Sec. 1.

On motion of Mr. HOOD, the Senate refused to concur in the amendments as to Anderson County by which the salary of the County Superintendent was reduced from \$1,500 to \$900.

Further consideration of the amendments was postponed.

REPORTS OF COMMITTEES.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

S. 424.—Mr. Christensen: A Joint Resolution to provide for the appointment of two Members of the Senate and three Members of the House to examine certain offices.

Ordered for consideration to-morrow.

Mr. WALKER, from the Committee on County Offices and Officers, submitted an unfavorable report on

H. 444 (519).—Mr. Bradham: A Bill to provide for the appointment of an additional Magistrate and Constable for Clarendon County.

Upon immediate consideration, the unfavorable report was adopted and the Bill rejected.

Mr. WALKER, from the Committee on County Offices and Officers, submitted an unfavorable report on

H. 448 (412).—Mr. Bass: A Bill to amend an Act entitled "An Act to amend Article VIII. (relating to Magistrates), of Chapter XX., of Title I., of Part I., of Vol. 1, of the Code of Laws of South Carolina, 1902," approved the 27th day of February, A. D. 1902, so far as the same relates to Williamsburg County.

Upon immediate consideration, the unfavorable report of the Committee was adopted and the Bill rejected.

RECALLED.

Mr. HYDRICK moved to reconsider the vote whereby

H. 475 (116.—Mr. Toole): A Bill to amend an Act entitled "An Act to encourage the establishment of libraries in the public schools of the rural districts," approved the 18th day of February, 1904.

Was referred to the Committee on Education.

The motion was agreed to.

On motion, the Bill was ordered placed on the Calendar without reference.

The Senate resumed consideration of

SECOND READING BILLS.

H. 216 (73).—Mr. Haskell: A Bill to establish a State Armory.
Report favorable, with amendments.

Mr. COLE L. BLEASE renewed his motion to recommit the Bill.

After debate by Messrs. COLE L. BLEASE, W. J. JOHNSON and MANNING,

The Senate refused to recommit the Bill.

The Bill was amended as follows:

On motion of Mr. COLE L. BLEASE:

Amend printed Bill by striking out "Secretary of State," on line 1, and insert "Attorney General."

The Bill then passed its second reading and was ordered placed on the Calendar for a third reading, with notice of general amendments.

Mr. MCGOWAN called up

S. 471.—Judiciary Committee: A Bill to provide for the holding Courts in the several Judicial Circuits in the several Circuits and to arrange the same.

Without reference.

The Bill was read.

The following amendments were adopted:

On motion of Mr. W. E. JOHNSON:

Bill 471, on line two, page three of printed Bill, after the word "First," insert the following, to be known as Sec. 3:

The Courts of the Second Circuit shall be held as follows:

Fall Term.—The Court of General Sessions for the County of Bamberg shall be held at Bamberg on the first Monday in October; and the Court of Common Pleas, at the same place, on the Wednesday following said first Monday.

The Court of General Sessions for the County of Hampton shall be held at Hampton on the third Monday in October; and the Court of Common Pleas, at the same place, on the Wednesday following said third Monday.

The Court of General Sessions for the County of Aiken shall be held at Aiken on the first Monday in November; and the Court of Common Pleas, at the same place, on the following Wednesday after the said first Monday, and the provisions now provided for by law for drawing the jury shall remain the same.

The Court of General Sessions for the County of Barnwell shall be held at Barnwell on the fourth Monday in November; and the Court of Common Pleas at the same place, on the Wednesday following the said fourth Monday. Should the business of the Court of Common Pleas for the said County of Barnwell be not completed within the first and second weeks, the presiding Judge shall have the power, and it shall be his duty, to retain the jurors for a sufficient length of time to complete the business of said Court: *Pro-*

vided, This shall not conflict with the duties of said Judge in any other Circuit.

Winter Term.—The winter term of the Circuit Court for the Second Circuit shall be held as follows:

The Court of General Sessions for the County of Bamberg shall be held at Bamberg on the first Monday in February; and the Court of Common Pleas, at the same place, on the Wednesday following the said first Monday: *Provided*, That his provision shall not affect the coming term of said Courts for said County.

The Court of General Sessions for the County of Hampton shall be held at Hampton on the third Monday in February; and the Court of Common Pleas, at the same place, on the Wednesday following the said third Monday.

The Court of General Sessions for the County of Barnwell shall be held at Barnwell on the fourth Monday in March; and the Court of Common Pleas, at the same place, on the Wednesday following the said fourth Monday.

The summer term of the Courts of the Second Circuit shall be held as follows:

The Court of General Sessions for the County of Bamberg shall be held at Bamberg on the first Monday in June; and the Court of Common Pleas on the Wednesday following said first Monday.

The Court of General Sessions for the County of Hampton shall be held at Hampton on the third Monday in June; and the Court of Common Pleas on the Wednesday following said third Monday.

The Court of General Sessions for the County of Aiken shall be held at Aiken on the fourth Monday in June; and the Court of Common Pleas on the Wednesday following said fourth Monday.

The Court of General Sessions for the County of Barnwell shall be held at Barnwell on the second Monday in July; and the Court of Common Pleas on the Wednesday following said second Monday.

Provided, That no jurors shall be drawn for the Courts of Common Pleas in said Counties for the summer term.

Provided, That at said term a jury shall be drawn for the third week of said Court.

The Court of General Sessions for the County of Aiken shall be held at Aiken on the fourth Monday in March; and the Court of Common Pleas, at the same place, on Wednesday following the said fourth Monday. Should the business of the said Court of Common Pleas be not completed at the end of the second week, the presiding Judge of said Court shall be required to retain the jurors

then serving a sufficient length of time to complete the business of said Court: *Provided*, The duties of said Judge shall not conflict with his duties in any other Circuit: *And provided, further*, That the provisions herein, as to the winter term of said County, are not to conflict with the ensuing term of Court, which convenes at Aiken on 20th of February, 1905.

On motion of Mr. McGOWAN:

Amend Section 9 by adding, on line 2 of printed Bill, after the word "first," the following:

The Court of General Sessions for Abbeville County, at Abbeville Court House, on the third Monday in February, the second Monday in June and the second Monday in September; and the Court of Common Pleas, at the same place, on the second Monday in March, on the Wednesday following the second Monday in June, and on the first Monday in October.

The Court of General Sessions for the County of Greenwood, at Greenwood Court House, on the fourth Monday in March, the second Monday in August and the second Monday in October; and the Court of Common Pleas, at the same place, on the Wednesday following the fourth Monday in March, the Wednesday following the second Monday in August and the Wednesday following the second Monday in October.

The Court of General Sessions for the County of Laurens, at Laurens Court House, the first Monday in January, the fourth Monday in July and the third Monday in September; and the Court of Common Pleas, at the same place, on Wednesday following the first Monday in January, on Wednesday following the fourth Monday in July and on the Wednesday following the third Monday in September.

The Court of General Sessions for the County of Newberry, at Newberry Court House, on the fourth Monday in January, the fourth Monday in June and the first Monday in November; and the Court of Common Pleas, at the same place, on the fourth Monday in February, on the second Monday in July and on the fourth Monday in November.

The Court of General Sessions for the County of Saluda, at Saluda Court House, on the first Monday in February, the first Monday in July and the second Monday in November; and the Court of Common Pleas, at the same place, on the Wednesdays following the first Monday in February and the second Monday in November.

No civil business requiring a jury shall be heard at the summer

term of the Court of Common Pleas in the Counties of Abbeville and Saluda.

The Courts of Common Pleas shall be open at all terms of the Courts of General Sessions, for the purpose of rendering judgment by default and for the trial of such equity causes as may be ready for hearing, and for granting orders of reference and other orders of Courts.

On motion of Mr. PEURIFOY:

Amend line 18 by striking out the word "third," and insert in lieu thereof the word "second."

The Bill passed its second reading and was ordered placed on the Calendar for a third reading, with notice of general amendments.

MEMORIAL SERVICES.

The hour having arrived for the Special Order

Memorial Services in honor of the late Senators Charles S. McCall and E. J. Dennis,

Mr. HUDSON offered the following:

S. 477.—Resolution commemorative of the life and character of the Hon. Charles S. McCall, late Senator from Marlboro.

Whereas, the Hon. Charles S. McCall, late Senator from Marlboro, departed this life on the 31st day of December last, to whose memory it is proper that this Senate should pay tribute; therefore,

Be it resolved by the Senate,

First. That in the death of our late colleague, the Senate has lost the services of a faithful, efficient and influential member, respected, esteemed and beloved by those associated with him in the grave and responsible duties of legislation.

Second. That we should emulate his example in unfaltering fidelity to duty, patient and diligent labor as Senator, in his sterling integrity and unsullied reputation in public life, and in his constant endeavor to legislate for the welfare of all the people of the State.

Third. That while we deeply lament his untimely death, we recognize it as a solemn duty to submit without murmur to the decree of an all-wise Providence.

Fourth. That these Resolutions be entered upon the Journal of the Senate, and a page of the Journal be inscribed to the memory of our deceased brother.

Fifth. That we tender to the family of our lamented brother Senator our heart-felt sympathy, and direct the Clerk of the Senate to forward to them an engrossed copy of these Resolutions.

Sixth. As a further token of respect to the deceased, that this Senate do now adjourn.

Mr. HUDSON spoke to the Resolutions, briefly recalling the life and services of his predecessor. In an acquaintance of half a century and more he had many opportunities to observe the lamented public servant. Mr. McCall was without means when he began life. He responded to the call of his country when the great war began and served in the cavalry branch of the army. After the surrender he began as a clerk in a store at small pay but was of such diligence and good judgment in business that he met with abundant success, everything he touched seeming to turn to gold. In 1876 he was a trusted leader of the Democratic party. He served for several terms in this body, performing invaluable service to the people. His knowledge of business and his judgment of men eminently fitted him for the honorable position of Senator.

Senator McCall conducted an immense mercantile business and had little trouble in collecting what was due him. He never oppressed the poor and was merciful to his debtors. He had large farming interests and made a success in that line. His death is a loss to the County and State, and he leaves a precious legacy to the people in the good he accomplished for them in his honored lifetime.

The Resolutions were seconded by Messrs. Hardin, Mauldin, Brown, McGowan and Manning in feeling and touching words.

The Resolutions were adopted by a unanimous rising vote.

Senator BROWN introduced the following:

RESOLUTION.

S. 473. Whereas, the Senate has learned with profound sorrow of the death of the late Senator E. J. Dennis, of Berkeley County; and whereas, it is desired to pay fitting tribute to his memory; therefore,

Be it resolved, That in appreciation of his noble worth, generous character and valuable services to the State, this Senate do enter upon its Journal as a permanent record this tribute of respect, and that a page of the Journal, suitably inscribed, be dedicated to his memory.

Be it further resolved, That a copy of these Resolutions, suitably engrossed, be transmitted by the Clerk of the Senate to the family of the deceased Senator.

Be it further resolved, That as a further mark of respect this Senate do now adjourn.

Mr. BROWN, with sympathetic eloquence, spoke of the high character, genial temper and patriotic inspirations of Senator Dennis. His whole legislative career met the approval of his constituents and he died in harness, full of honor and at peace with the world. He was the friend of the oppressed, and counted no exertion too great in the interest of the people of Berkeley. His memory will always be cherished by his own County, and his name will always be among those of the most distinguished sons of South Carolina.

The resolutions were eloquently seconded by Messrs. Walker, Hay, von Kolnitz, Raysor and Cole L. Blease, and adopted unanimously by a rising vote.

The Senate, as a further mark of respect, then adjourned.



IN MEMORY

OF

HON. CHARLES S. McCOLL,

LATE SENATOR

FROM

MARLBORO COUNTY,

Died December 81, 1904.



IN MEMORY

OF

HON. EDWARD J. DENNIS,

LATE SENATOR

FROM

BERKELEY COUNTY,

Died May 22, 1904.

THURSDAY, FEBRUARY 16, 1905.

The Senate assembled at 11 A. M., the hour to which it stood adjourned, and was called to order by the PRESIDENT.

The roll was called, and, a quorum answering to their names, the PRESIDENT announced the Senate ready to proceed to business.

The proceedings were opened with prayer by the Rev. Walter I. Herbert, Chaplain.

The Clerk proceeded to read the Journal of yesterday, whercupon on motion of Mr. BRICE, the further reading of the Journal was dispensed with.

The PRESIDENT called for Petitions, Memorials, Presentments of Grand Juries and such like papers.

REPORTS OF COMMITTEES.

Mr. MANNING, from the Committee on Finance, submitted a favorable report on

H. 449 (224).—Mr. Glover: A Bill to provide for assessing property in Beaufort County.

Ordered for consideration to-morrow.

Mr. WILLIAMS, from the Committee on Medical Affairs, submitted a special report on

H. 454 (505).—Mr. Cloy: A Bill to provide for local Boards of Health in unincorporated towns and villages,

Recommending that the Bill be continued to the next session.

Upon immediate consideration, the report was adopted and the Bill continued to the next session.

Mr. MAULDIN offered the following

RESOLUTION.

Resolved, That from and after to-day all speeches upon questions before the Senate, for the remainder of the session, shall be limited to five minutes.

The Resolution was agreed to.

PAPERS FROM THE HOUSE.

The Senate proceeded to consider the amendments proposed by the House to

S. 264 (607).—Mr. Wells: A Bill to fix the amount of the compensation to be paid to the County officers of the various Counties of the State.

The Senate concurred in all amendments proposed by the House, except amendments as to Colleton and Anderson Counties, and a message was sent to the House accordingly.

MESSAGE No. 35.

In the House of Representatives,
Columbia, S. C., February 15, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has stricken out the enacting words to the following:

H. 426 (S. 91.—Mr. Hood): A Bill to repeal Section 2939, Civil Code, 1902, relating to jury fee.

Also,

H. 420 (S. 77.—Mr. Brice): A Bill to amend Section 1214 of the Code of Laws, relating to the transfer of persons in school districts.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 36.

In the House of Representatives,
Columbia, S. C., February 15, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has stricken out the enacting words to

H. 489 (S. 141.—Mr. Warren): A Bill to repeal Section 311 of the Civil Code of Laws of South Carolina.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 37.

In the House of Representatives,
Columbia, S. C., February 15, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has indefinitely postponed

H. 442 (S. 80.—Mr. Mauldin): A Joint Resolution to authorize corporations intending to furnish light, heat, and power to the public to condemn rights of way and other easements over the lands of others.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 38.

In the House of Representatives,
Columbia, S. C., February 15, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has restored to the Calendar

H. 425 (S. 100.—Mr. Peurifoy): A Bill to amend Sections 3091 and 3092, Civil Code, 1902, relating to legal notices, by striking out the word "Colleton."

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 39.

In the House of Representatives,
Columbia, S. C., February 15, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has stricken out the enacting words to

H. 571 (S. 263.—Mr. Dennis): A Bill to authorize the County Treasurer of Berkeley County to pay school claim of A. H. DeHay.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 40.

In the House of Representatives,
Columbia, S. C., February 15, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has tabled and withdrawn from the files of the House

H. 543 (S. 129.—Mr. Efrd): A Bill to amend Section 22 of the Code of Civil Procedure, being a part of the Code of Laws of South Carolina, 1902, relating to the holding of Courts in the Fifth Judicial Circuit, as amended by Act approved February 25, A. D. 1904.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 41.

In the House of Representatives,
Columbia, S. C., February 15, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it refuses to agree to the amendments to

H. 211 (91).—Mr. Kirby: A Bill to require the payment of certain pensions after death of claimant.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

On motion of Mr. BUTLER, the Senate insisted on its amendments.

MESSAGE No. 42.

In the House of Representatives,
Columbia, S. C., February 16, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has continued

H. 575 (S. 156.—Mr. Hardin, by request): A Bill to repeal Article I., Chapter XXXIV., Title XI., being Sections 1529 to 1549, both inclusive, as now contained in Vol. I. of the Code of Laws of South Carolina, 1902, relating to fertilizers and fertilizing materials, and to enact certain Sections in lieu thereof.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 43.

In the House of Representatives.
Columbia, S. C., February 16, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has tabled and withdrawn from the files of the House the following:

H. 441 (S. 162.—Mr. Williams): A Bill to authorize and empower the County Board of Commissioners for Williamsburg County to sell the County's Poorhouse and Farm and to purchase another.

Also,

H. 569 (S. 185.—Mr. Marshall): A Joint Resolution to authorize the Governor to enter into a contract with the representatives of soldiers to collect whatever pay is due soldiers for services rendered in the Spanish-American War.

Also,

H. 562 (S. 280.—Mr. Manning): A Bill to empower School District No. 40, of Lancaster County, consisting of parts of said County and Kershaw County, to issue \$12,000.00 coupon bonds for school purposes.

Also,

H. 600 (S. 396.—Mr. Butler): A Bill to incorporate the Cherokee, Union and Spartanburg Railroad.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

The Senate proceeded to the consideration of the Calendar.

GENERAL READING.

THIRD READING BILLS.

The following Bills having received three readings in both Houses, it was ordered that the titles be changed to Acts and enrolled for ratification:

H. 197 (387).—Barnwell Delegation: A Bill to abolish the office of Township Commissioner in Barnwell County, and make the General Law as to County Government and assessment of property for taxation applicable therein.

H. 377 (537).—Mr. Fraser: A Bill to amend Section 993, of Vol. 1, of the Code of Laws of South Carolina, 1902, relating to Magistrates' books.

H. 446 (577).—Judiciary Committee: A Bill to prohibit the unlawful manufacturing, selling, using, or purchasing of Confederate Crosses of Honor, and to provide a penalty for same.

H. 447 (143).—Mr. Green: A Bill to amend Section 631, of Chapter XXX., of Vol. 2, Code of Laws, South Carolina, 1902, by creating a Township Deputy, defining his duties, and providing for his pay.

H. 457 (440).—Mr. Haskell: A Bill to authorize the city of Columbia to dispose of a certain lot of land situated therein.

H. 458 (589).—Ways and Means Committee: A Bill to authorize the town of Williston, in Barnwell County, to issue bonds in the sum of five thousand dollars for the purpose of erecting and maintaining an electric plant to furnish light to said town.

H. 461 (590).—Judiciary Committee: A Bill to incorporate the Cherokee Union and Spartanburg Railroad.

The following Joint Resolution having received three readings in both Houses, it was ordered that it be enrolled for ratification:

H. 430 (585).—Ways and Means Committee: A Joint Resolution to provide for the appointment of two Members of the Senate and three Members of the House to examine certain offices.

The following Joint Resolution was read the third time, passed and ordered sent to the House of Representatives:

S. 422.—Mr. Cole L. Blease: A Joint Resolution relating to the purchasing of a Portrait of Chief Justice John Belton O'Neill.

The following Bills were severally read the third time, passed and ordered returned to the House of Representatives, with amendments:

H. 196 (268).—Mr. Brice: A Bill to provide for the erection of a new jail and repair of the Court House in Fairfield County, and to appoint a Commission, whose duty it shall be to supervise the application of the funds arising from the sale or hypothecation of said bonds issued in aid of the erection of said jail and repair of said Court House.

H. 209 (109).—Mr. Tribble: A Bill to amend an Act approved the 20th day of February, 1904, entitled "An Act to exempt soldiers and sailors from paying license," by striking out on the third printed line of said Act, the words, "who enlisted from this State;" so that said Act, when so amended, shall read as follows.

H. 216 (73).—Mr. Haskell: A Bill to establish a State Armory.

The following Bills and Joint Resolutions were severally read the

third time, amended, passed and ordered returned to the House of Representatives, with amendments:

H. 273 (206).—Mr. DeVore: A Bill to authorize and require the Supervisors of Registration for Edgefield County to revise the registration books of said County, and to require the County Commissioners of said County to pay for same.

The Bill was amended as follows:

Amend Bill wherever the word "Edgefield" occurs by inserting after the word the following words, Cherokee, Darlington, Newberry.

Amend title of Bill by inserting after the word "Edgefield," the words, Cherokee, Darlington, Newberry.

H. 453 (504).—Mr. J. P. Gibson: A Bill to provide for convenient depositories for common schools.

The Bill was amended as follows:

On motion of Mr. RAYSOR:

Amend by striking out the words "School District," on line four, and insert in lieu thereof the word "Township."

Amend by striking out on line six, the words "that School District." and insert in lieu thereof the "schools in that Township."

H. 441 (468).—Mr. Bruce: A Bill to amend an Act entitled "An Act to regulate the practice of medicine in South Carolina, to provide for a State Board of Medical Examiners and to define their duties and powers," approved 27th day of February, A. D. 1904, as to time of the meeting of Board, and as to amount of license fees.

The Bill was amended as follows:

On motion of Mr. MARSHALL:

Amend House Bill 441 by adding a Section, as Sec. 7. Nothing in this Act shall effect the practice of osteopaths as provided for in an Act approved February 27th, 1902.

H. 467 (461).—Mr. McFaddin: A Bill to incorporate the Carolina Land Corporation of South Carolina.

The Bill was amended as follows:

On motion of Mr. MARSHALL:

No. 467. Amend on line 34, Section 1, of the printed Bill, after the words "plants for" and before words "making brick," insert the words, "mining clays and minerals."

The following were considered:

H. 417 (518).—Judiciary Committee: A Bill to assign the present Circuit Solicitors to the proper Circuits in order to conform to the provisions of an Act entitled "An Act to divide the State into ten

Judicial Circuits, and arrange the same, and to provide for the election of Solicitors for the First and Ninth Circuits.

The Bill was amended as follows:

Amend the title by striking out on line 5, the word "first" and inserting in lieu thereof the word "eighth."

Amend by striking out all after the enacting words and inserting in lieu thereof the following:

"Section 1. That from and after the approval of this Act, the Solicitors heretofore elected for the First, Second, Third, Fourth, Fifth, Sixth and Seventh Judicial Circuits shall be the Solicitors, respectively, of the said several Judicial Circuits, as constituted by an Act entitled "An Act to divide the State into ten Judicial Circuits and arrange the same," approved the 14th day of February, 1905, and shall serve until their present terms shall expire; and that the Solicitor heretofore elected for the Eighth Judicial Circuit shall be the Solicitor of the Tenth Circuit as constituted by said Act until his present term shall expire.

"Sec. 2. That immediately after the approval of this Act the Governor shall give notice according to law of an election to be held in the Eighth and Ninth Circuits for the purpose of electing a Solicitor for the Eighth Circuit and the Ninth Circuit, each of whom shall hold his office until the general election in 1908, and until his successor is elected and qualified, and each shall receive a salary of fifteen hundred dollars per annum, to be paid as other Solicitors are paid: *Provided*, That all the duties and privileges now devolving upon the office of Solicitor shall devolve on such Solicitors when elected.

"Sec. 3. That all Acts and parts of Acts inconsistent with this Act be, and the same are hereby, repealed."

On motion of Mr. McGOWAN:

Amend by inserting the number "14th," on line 12 of the printed report of Senate Judiciary Committee immediately before the word "day."

The Committee amendments were adopted, to wit:

Amend the title by striking out on line 5 the word "first" and inserting in lieu thereof the word "eighth."

Amend by striking out all after the enacting words and inserting in lieu thereof the following:

"Section 1. That from and after the approval of this Act, the Solicitors heretofore elected for the First, Second, Third, Fourth, Fifth, Sixth and Seventh Judicial Circuits shall be the Solicitors, respectively, of the said several Judicial Circuits, as constituted by an Act

entitled "An Act to divide the State into ten Judicial Circuits and arrange the same," approved the day of February, 1905, and shall serve until their present terms shall expire; and that the Solicitor heretofore elected for the Eighth Judicial Circuit shall be the Solicitor of the Tenth Circuit as constituted by said Act until his present term shall expire.

"Sec. 2. That immediately after the approval of this Act the Governor shall give notice according to law of an election to be held in the Eighth and Ninth Circuits for the purpose of electing a Solicitor for the Eighth Circuit and the Ninth Circuit, each of whom shall hold his office until the general election in 1908, and until his successor is elected and qualified, and each shall receive a salary of fifteen hundred dollars per annum, to be paid as other Solicitors are paid: *Provided*, That all the duties and privileges now devolving upon the office of Solicitor shall devolve on such Solicitors when elected.

"Sec. 3. That all Acts and parts of Acts inconsistent with this Act be, and the same are hereby, repealed."

Further consideration of the Bill was then postponed.

H. 437 (581).—Ways and Means Committee: A Bill to make appropriations to meet the ordinary expenses of the State Government for the fiscal year commencing January 1, 1905.

Report favorable.

The Bill was read.

Mr. MANNING offered the following amendment:

Amend Section 5 (South Carolina College clause) by striking out, on lines 3 and 4 printed Bill, the words "thirty-two thousand seven hundred and fifty," and inserting in lieu thereof "thirty-five thousand and fifty dollars."

Mr. EARLE moved to lay the amendment on the table.

After a division, the vote stood—yeas 7, nays 23.

So the Senate refused to lay the amendment on the table.

The amendment was adopted.

The Bill was further amended as follows:

On motion of Mr. MANNING:

Section 1, Sub-division 17, at the end of said Section add: "for salary of Stenographer, three hundred and fifty dollars."

Section 1, Sub-division 13, line 92, page 4, printed Bill, after the words "State House," insert the words "which offices shall be consolidated."

Section 1 Clause 4, line 25, printed Bill, page 2, strike out the words "five hundred," and insert in lieu thereof the words "eight hundred and fifty."

Section 4, line 5, at top of printed page 8, strike out the words "twenty-five hundred dollars," and insert in lieu thereof "\$3,000."

Section 5, Winthrop clause, strike out the words on line 14 (printed Bill), "That the amount," etc., through the word "fertilizers," line 17, printed Bill.

Section 6, Clause 3, amend by adding, "for insurance for three years, \$1,444.00."

Further consideration of the Bill was postponed.

H. 460 (469).—Mr. Lyon: A Bill to amend the law relating to Magistrates.

The Bill was amended as follows:

On motion of Mr. HOOD:

Amend Bill No. 460 by adding following:

Anderson County—The law now in force relating to Magistrates in Anderson County shall remain in force, except that the salary of the Magistrate at Belton shall be one hundred and fifty dollars per annum.

On motion of Mr. MANNING:

Sumter County—There shall be six Judicial Districts in the County of Sumter. The First District shall comprise the Township of Shiloh; the Second District shall comprise the Township of Mayesville; the Third District shall comprise the Townships of Concord and Sumter; the Fourth District shall comprise the Townships of Privateer and Manchester; the Fifth District shall comprise the Townships of Middleton and Statesburg; the Sixth District shall comprise the Townships of Rafting Creek and Providence. The salary of the Magistrate of the Third District shall be four hundred dollars; the salaries of the Magistrates of the First and Second Districts shall be one hundred and twenty-five dollars; the salaries of the Magistrates of the Fourth and Sixth Districts shall be one hundred and fifty dollars; and the salary of the Magistrate of the Fifth District shall be one hundred and seventy-five dollars: *Provided*, That the salaries herein provided for the Magistrates shall be in lieu of all costs in criminal cases, and fees for holding inquests. The salaries of the Constables of the First and Second Districts shall be one hundred dollars; the salary of the Constable of the Third District shall be two hundred and seventy-five dollars; the salaries of the Constables of the Fourth, Fifth and Sixth Districts shall be one hundred and twenty-five dollars. Each Magistrate shall be a resident of the Judicial District for which he is appointed, and shall reside therein during his term of office.

In criminal actions, triable by them said Magistrates shall have exclusive jurisdiction within the limits of their respective Districts. The Magistrate of the Second District shall have his office in the town of Mayesville, and the Magistrate of the Third District shall reside in the city of Sumter.

On motion of Mr. McLEOD:

Amend Bill 460, page 5, printed Bill, by adding another Section, after Section 5, to be known as Section 6, as follows:

Lee County—There shall be six Magistrates in the County of Lee, to be appointed according to law, who shall receive the following salaries: The Magistrate whose jurisdiction shall be Bishopville Township and that part of Mount Clio Township lying north of a line extending from Outlaw's Crossing, on Black River, to English Avenue, and thence a straight line to Stony Run Branch, whose office shall be at Bishopville, two hundred dollars; the Magistrate whose jurisdiction shall be Turkey Creek Township, shall hold his office at Lucknow, one hundred and twenty-five dollars; the Magistrate for Lynchburg Township, whose jurisdiction shall be Lynchburg Township, one hundred and twenty-five dollars; the Magistrate whose jurisdiction shall be St. Charles and Mechanicsville Township and that part of Mount Clio Township lying south of the line running from the Outlaw Crossing, on Scape O'er Swamp, to the English Avenue, and thence to Stony Run Branch, one hundred and twenty-five dollars; the Magistrate whose jurisdiction shall be Ionia and Spring Hill Townships, one hundred and twenty-five dollars; and the Magistrate whose jurisdiction shall be Stoke's Bridge and Cypress Townships shall be one hundred and twenty-five dollars. Each Magistrate shall appoint a Constable, who shall receive the same salary as the Magistrate, except the Magistrate at Bishopville, in which District the Sheriff shall serve as Constable, and shall receive therefor the salary heretofore provided in General Salary Law.

On motion of Mr. BIVENS:

Dorchester County—There shall be appointed in the County of Dorchester seven (?) Magistrates, one each at the following places: St. George, Harleyville, Ridgeville, Summerville, Knightsville, and Reevesville, one in Collins Township.

Said Magistrates shall have jurisdiction throughout the County and receive as compensation annual salaries as follows: The Magistrates at St. George, Ridgeville and Summerville shall receive a salary of one hundred and fifty dollars each. The Magistrates at

Harleyville, Reevesville, Knightsville and in Collins Township shall receive seventy-five dollars each.

Said compensation shall be in full for all costs and fees in criminal cases, except as hereinafter provided. Each Magistrate shall appoint one Constable, who shall receive an annual salary equal to the salary of the Magistrate, which salary shall be in lieu of all costs in criminal cases: *Provided*, That each Constable shall receive four cents per mile each way, for conveying prisoners to the County jail or chain-gang, in addition to the actual cost incurred in such transportation: *And provided, further*, That the nearest of said Magistrates shall hold inquests, and for the holding of said inquests they shall receive five dollars for each inquest so held.

On motion of Mr. BROOKS:

H. Bill No. 460 amend:

Greenwood County—Eleven Magistrates shall be appointed for Greenwood County, and no more. One shall be commissioned for each of the following places, viz: Greenwood, Ninety-Six, Hodges, Troy, Bradley, Verdery, Coronaca, Ware's Shoals, Gains, Lyon and Kinard's Store; each shall have his office at the place for which he shall be appointed: *Provided*, The Magistrate commissioned for Gaines shall be authorized, in his discretion, to designate Kirksey as the place for the hearing of any cause coming within his jurisdiction or to be investigated by him: *Provided, further*, That the Magistrate commissioned for Hodges shall be authorized, in his discretion, to designate Cokesbury as the place for the hearing of any cause coming within his jurisdiction. Each of said Magistrates shall receive as compensation for his services and in lieu of all costs and fees in criminal cases, the sum of fifty dollars; except the Magistrate at Greenwood, who shall receive two hundred and fifty dollars, and the Magistrate at Ninety-Six, who shall receive one hundred dollars, and except the Magistrate at Coronaca, who shall receive one hundred dollars, and except the Magistrate at Gaines, who shall receive a salary of seventy-five dollars, and except the Magistrate at Hodges, who shall receive a salary of seventy-five (75) dollars. In addition to their salaries they shall receive, when called upon to act as Coroner, the fees allowed by law for such services. Each of said Magistrates is authorized to appoint a Constable to serve and execute such process as he may issue. Each Constable shall receive as compensation for his services, and in lieu of all costs and fees in criminal cases, the sum of fifty dollars per annum, except the Constable for the Magistrate in the town of Greenwood, who shall receive one hundred and

fifty dollars per annum, and except the Constable at Ninety-Six, who shall receive a salary of one hundred dollars, and except the Constable at Coronaca, who shall receive a salary of one hundred dollars, and except the Constable at Hodges, who shall receive a salary of seventy-five dollars; and except the Constable at Gaines, who shall receive seventy-five dollars. Said Constables shall be paid, in addition to their salaries, for conveying prisoners to jail or to the chain-gang, at the rate of six cents per mile for each mile of necessary travel, computed from the office of the Magistrate to the jail or to the chain-gang, as the case may be; the salaries and other compensation of Magistrates and Constables, as herein provided, shall be due and payable quarterly upon the orders of the County Supervisor; and that the County Board of Commissioners be authorized and required to furnish Magistrates with the necessary blanks used in criminal cases. Each of said Magistrates shall collect and pay over to the County Treasurer all costs and fees to which he or the Constable employed or appointed by him would have been entitled, but for the provisions of this Section, together with all fines collected. He shall, at least ten days prior to each term of the Court of General Sessions of the County, make out and file with the Clerk of said Court a certified transcript of his criminal docket, which shall show the amount of fees, costs and fines imposed, and the amount collected thereon, which transcript shall be for the investigation of the grand jury, and shall be in lieu of the investigation of the books and records of the Magistrates of the County as now provided by law.

On motion of Mr. WARREN:

Amend House Bill No. 460 by adding thereto:

Hampton County—There shall be appointed for the County of Hampton seven Magistrates, two for Peebles Township, who shall each receive a salary of one hundred dollars, one for Pocataligo Township, who shall receive a salary of one hundred dollars, one for Coosawhatchie Township, who shall receive a salary of one hundred and fifty dollars, one for Robert Township, who shall receive a salary of one hundred and twenty-five dollars; one for Goethe Township, who shall receive a salary of one hundred and twenty-five dollars; one for Lawton Township, who shall receive a salary of one hundred and seventy-five dollars. That each of said Magistrates shall appoint a Constable at a salary each equal in amount with the Magistrate appointing said Constable. That said Magistrates and Constables so appointed shall reside in the townships for which they are appointed. And that the salaries so provided herein for said Magistrates and

Constables shall be in lieu of all costs in criminal cases, including the holding of all inquests. That each of said Magistrates so appointed shall pay over to the County Treasurer all fines and costs collected by them in criminal cases, and shall enforce the game law of the State.

On motion of Mr. RAYSOR:

Amend by inserting the following:

Orangeburg County—That the law as to Magistrates and Constables in Orangeburg County, their location, jurisdiction and salaries, shall be as now provided by law, except as to the Magistrates of the Tenth District, who shall receive a salary of seventy-five dollars per annum.

On motion of Mr. HUDSON:

That the law as it now exists, fixing the compensation of Magistrates in and for the County of Marlboro, be so amended as to give to the two Magistrates resident at Bennettsville the County seat, each a salary of two hundred and fifty dollars instead of two hundred dollars, as now provided by law.

Further consideration of the Bill was then postponed.

H. 471 (592).—Judiciary Committee: A Bill to provide for the holding of Courts in the several Judicial Circuits, and arrange the same.

Without reference.

The Bill was amended as follows:

On motion of Mr. EFIRD:

Strike out Section 6 and substitute the following:

Sec. 6. The Circuit Courts of the Fifth Judicial Circuit shall be held as follows: (1) The Court of General Sessions at Columbia, for the County of Richland, on the third Monday in February and the first Mondays of June and September; and the Court of Common Pleas, at the same place, on the fourth Monday in April, first Monday in July and third Monday in November. (2) The Court of General Sessions at Lexington, for the County of Lexington, on the third Monday in January and the second Monday in August and first Monday in November; and the Court of Common Pleas, at the same place, on the fourth Monday in January and third Monday in August and second Monday in November. (3) The Court of General Sessions at Edgefield, for the County of Edgefield, on the first Monday in March, first Monday in August and second Monday in October; and the Court of Common Pleas, at the same place, on the second Monday in March, the Wednesday after the

first Monday in August and the third Monday in October, and the same panel of petit jurors shall serve for both the Courts of General Sessions and Common Pleas at the August term of Court. (4) The Court of General Sessions at Camden, for the County of Kershaw, on the first Monday in April, fourth Monday in July and fourth Monday in September; and the Court of Common Pleas, at the same place, on the Thursdays following the first Monday in April and fourth Monday in September. (5) A panel of thirty-six jurors shall be drawn to serve for one week for the Court of General Sessions for each term in Lexington County, and a like panel to serve for each week of the Court of Common Pleas of each term in said County. (6) The presiding Judge shall call Calendas two (2) and three (3) peremptorily at the close of the Sessions Court in Lexington County, if the Sessions Court is adjourned before the time herein fixed for holding the Courts of Common Pleas.

Further consideration of the Bill was then postponed.

SECOND READING BILLS.

H. 271 (122).—Mr. W. J. Gibson: A Bill to amend an Act entitled "An Act to amend Section 11 of an Act entitled 'An Act to fix the amount of the compensation of the County officers of the various Counties of the State,' approved February 25, 1902," approved the 20th of February, 1903, by increasing the salary of the County Superintendent of Education of Spartanburg County to \$1,200.00.

Report favorable.

On motion of Mr. HYDRICK, the Bill was laid upon the table.

H. 285 (79).—Mr. Richards: A Bill to encourage the erection of adequate school buildings.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

H. 325 (350).—Claim of Mary R. Baker, M. D., for \$100.00.

Report unfavorable.

On motion of Mr. BRICE, the unfavorable report was laid on the table, and the claim ordered returned to the House with approval.

S. 342.—Mr. W. E. Johnson: A Bill to provide against strikes, lockouts and similar troubles.

Report favorable.

On motion of Mr. W. E. JOHNSON, the Bill was continued to the next session.

S. 358—Mr. Mauldin: A Bill to provide for the celebration of South Carolina day in the public schools.

Report unfavorable.

On motion of Mr. MAULDIN, the Bill was continued to the next session.

S. 406.—Claim of Cane & Simmons, of Barnwell, \$24.42.

Report unfavorable.

On motion of Mr. BRICE, the Claim was continued to the next session.

H. 449 (224).—Mr. Glover: A Bill to provide for assessing property in Beaufort County.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

H. 470 (591).—The Ways and Means Committee: A Bill to raise supplies and make appropriations for the fiscal year commencing 1905.

The Bill was read.

The Bill was ordered placed on the Calendar for a third reading.

H. 475 (116.—Mr. Toole): A Bill to amend an Act entitled "An Act to encourage the establishment of libraries in the public schools of the rural districts," approved the 18th day of February, 1904.

Without reference.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

SPECIAL ORDERS.

Mr. BRICE called up

H. 410 (29).—Mr. Toole: A Bill to amend an Act entitled "An Act to amend Section 7 of an Act entitled 'An Act to provide for the election of the State Board of Control, and to further regulate the sale, use, consumption, transportation, and disposition of intoxicating and alcoholic liquors or liquids in this State, and prescribe further penalties for violation of the Dispensary Laws, and to police the same,' approved March 6, 1896," approved February 25, 1894, by striking out and repealing the proviso to Section 7 of the original Act as therein appearing, as to special tax levy and certain forfeitures.

Mr. COLE L. BLEASE moved to strike out the enacting words.

The question was taken on agreeing to the motion of the Senator from Newberry, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bivens, Black, Blake, C. L. Blease, E. S. Blease, Carpenter, Christensen, Davis, Douglass, Efrd, Hay, Hough, Hydrick, Manning, McGowan, Peurifoy, Raysör, Stackhouse, Warren and Williams—20.

Nays—Messrs. Brice, Brooks, Brown, Butler, Earle, Hardin, Hood, Hudson, W. E. Johnson, W. J. Johnson, Marshall, Mauldin, McIver, Talbert, von Kolnitz, Walker and Wells—17.

So the motion was agreed to and the enacting words stricken out.

PAIRS ANNOUNCED.

I am paired with the Senator from Barnwell. If present he would vote "Nay," I would vote "Yea." E. J. DENNIS.

I am paired with the Senator from Horry. If present he would vote "Nay," I would vote "Yea." T. G. McLEOD.

H. 217 (69).—Mr. McMaster: A Bill to require corporations to audit claims of their employees within this State.

Report unfavorable.

The Special Order was discharged and made the Special Order for this afternoon at 4 o'clock.

Mr. MAULDIN gave the following

NOTICE.

Notice is hereby given that on to-morrow I will move to suspend Rule 34 for the remainder of the session. W. L. MAULDIN.

CLAIM.

The PRESIDENT presented the following:

S. 479.—Claim of the Western Union Telegraph Co., telegrams sent on the death of Senator McCall, \$4.74.

On motion of Mr. McLEOD, the Claim was ordered paid.

RECESS.

On motion of Mr. COLE L. BLEASE, the Senate, at 2.10 P. M., recessed from business until 4 P. M.

AFTERNOON SESSION.

The Senate reassembled at 4 P. M., and was called to order by the PRESIDENT.

PAPERS FROM THE HOUSE OF REPRESENTATIVES.

The House sent the Senate the following:

H. 212 (S. 10.—Mr. Blake): A Bill to authorize Patrick Calhoun, Augustine T. Smythe and Granville Beal, and their associates, successors and assigns, to construct and maintain a dam or dams across the Savannah River at or in the vicinity of Trotter Shoals, in the County of Abbeville, for the purpose of developing waterpower for commercial uses and for other purposes.

Returned with amendments.

On motion of Mr. BLAKE, the Senate refused to concur in the House amendments, and a message was sent to the House accordingly.

H. 422 (S. 39.—Mr. Christensen): A Joint Resolution providing for the appointment of a Commissioner to examine into the terrapin, oyster and other shellfish interests belonging to the State and to report to the General Assembly suitable measures to adopt in order to develop said industry.

Returned with amendments.

On motion of Mr. CHRISTENSEN, the Senate concurred in the House amendments.

Ordered, that the Joint Resolution be enrolled for ratification, and a message was sent to the House accordingly.

H. 262 (S. 46.—Mr. Blake): A Bill to prevent the spread of contagious diseases.

Returned with amendments.

On motion of Mr. BLAKE, the Senate concurred in the House amendments.

Ordered, that the Bill be enrolled for ratification, and a message was sent to the House accordingly.

H. 593 (S. 116.—Mr. von Kolnitz): A Bill to preserve the game, fish, shellfish and terrapin in and on the public lands and waters of the State, and to provide a revenue therefrom for the benefit of the citizens of the State.

Returned with amendments.

On motion of Mr. von KOLNITZ, the Senate concurred in the House amendments.

Ordered, the Bill be enrolled for ratification.

H. 547 (S. 171.—Mr. Brown): A Bill to establish a new voting precinct in Darlington County, to be known as Clyde, at Clyde.

Returned with amendments.

On motion of Mr. BROWN, the Senate concurred in the House amendments.

Ordered, that the Bill be enrolled for ratification, and a message was sent to the House accordingly.

H. 548 (S. 173.—Mr. E. S. Blease): A Bill to amend Section 2137, Vol. I., Code of Laws of South Carolina, 1902, in reference to notice of accidents to be given by railroad corporations.

Returned with amendments.

On motion of Mr. E. S. BLEASE, the Senate concurred in the House amendments.

Ordered, that the Bill be enrolled for ratification, and a message was sent to the House accordingly.

H. 564 (S. 283.—Mr. Peurifoy): A Bill to enable the Supervisor and Treasurer of Colleton County to borrow funds with which to defray current expenses of said County for the year 1905, and to authorize the Supervisor to pledge the levy for ordinary County purposes for year 1905 to secure same with interest thereon.

Returned with amendments.

On motion of Mr. PEURIFOY, the Senate refused to concur in the House amendments, and a message was sent to the House accordingly.

H. 623 (S. 369.—M. Marshall): A Bill to require the Southern Railway Company to open up the eastern end of Richland and Laurel streets (in the city of Columbia) to traffic by bridging the cuts across said street through which said railroad passes.

Returned with amendments.

On motion of Mr. MARSHALL, the Senate concurred in the House amendments.

Ordered, that the Bill be enrolled for ratification, and a message was sent to the House accordingly.

H. 478 (S. 138.—Mr. Manning): A Bill in reference to the duties of Chairmen of local Boards of Assessors, and their compensation.

Returned with amendments.

On motion of Mr. MANNING, the Senate concurred in the House amendments.

Ordered, that the Bill be enrolled for ratification, and a message was sent to the House accordingly.

S. 472 (638).—Mr. Brooks: A Concurrent Resolution to provide for the appointment of a Joint Committee to examine the accounts, vouchers and books of the penal and charitable institutions of the State.

Returned with concurrence.

Received as information.

MESSAGE No. 44.

In the House of Representatives,
Columbia, S. C., February 16, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it insists on its amendments to

H. 421 (S. 15).—Mr. Butler: A Bill to require railroad companies to construct, maintain and operate industrial side tracts.

And has appointed as the Committee of Conference on the part of the House, Messrs. Callison, Sanders and Clifton.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

Whereupon the PRESIDENT appointed Messrs. McLeod and Hood of the Committee of Conference on the part of the Senate, and a message was sent to the House accordingly.

MESSAGE No. 45.

In the House of Representatives,
Columbia, S. C., February 16, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it insists upon its amendments to

H. 91 (S. 211).—Mr. Kirby: A Bill to require payment of certain pensions after death of claimant,

Asks for a Committee of Conference, and has appointed Messrs. Bradham, Gray and Foster of the Committee on the part of the House.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

Whereupon the PRESIDENT appointed Messrs. Earle and Butler of the Committee of Conference on the part of the Senate, and a message was sent to the House accordingly.

MESSAGE No. 46.

In the House of Representatives,
Columbia, S. C., February 16, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has appointed as a Committee of Free Conference on the part of the House, Messrs. Kirby, Beamguard and Tribble,

H. 91 (S. 211).—Mr. Kirby: A Bill to require the payment of certain pensions after death by claimants.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 47.

In the House of Representatives,
Columbia, S. C., February 16, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it insists upon its amendments to

H. 607 (264).—Mr. Wells: A Bill to fix the compensation to be paid to the County officers of the various Counties of the State.

Asks for a Committee of Conference, and has appointed Messrs. Walker, J. M. Hall and Lomax, of the Committee on the part of the House.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 48.

In the House of Representatives,
Columbia, S. C., February 16, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has tabled

H. 477 (S. 48).—Mr. Raysor: A Bill to define and prescribe the manner of "showing compliance with the requirements of the Constitution" to the Governor prior to the ordering an election as to the creation of a new County.

H. 608 (S. 89.—Mr. Bivens) : A Bill to amend the laws relating to Magistrates and their Constables, their powers, duties, jurisdiction, salaries, etc.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

REPORTS OF CONFERENCE COMMITTEES.

The Committee on Conference, to whom was referred a Bill to require the payment of certain pensions after death of claimant, respectfully report that they have duly and carefully considered the same, and report that they cannot agree and recommend that a Committee of Free Conference be appointed to consider the same.

J. R. EARLE,
THOS. B. BUTLER,
On part of Senate.

E. L. GRAY,
DAN'L J. BRADHAM,
J. HARRY FOSTER,
On part of House.

The report was adopted.

Whereupon the PRESIDENT appointed Messrs. Hay, Douglass and Brooks the Committee of Free Conference on the part of the Senate, and a message was sent to the House accordingly.

The Committee on Conference, appointed to consider Senate Bill 264, House Bill 607, have considered same and cannot agree, and ask for the appointment of a Committee of Free Conference.

J. Q. MARSHALL,
C. M. DAVIS,
On part of the Senate.
J. M. WALKER,
J. A. HALL,
J. C. LOMAX.

The report was adopted.

The PRESIDENT appointed Messrs. Peurifoy, E. S. Blease and Walker the Committee of Free Conference on the part of the Senate, and a message was sent to the House accordingly.

REPORT OF COMMITTEE.

Mr. W. E. JOHNSON, from the Committee on Roads, Bridges and Ferries, submitted a report without recommendation on

H. 476 (152).—Mr. Morgan: A Bill to provide the age and time in which road duty shall be performed in this State, etc.

On motion of Mr. W. E. JOHNSON, the Bill was read the second time and ordered placed on the Calendar for a third reading.

The Senate resumed consideration of

H. 417 (518).—Judiciary Committee: A Bill to assign the present Circuit Solicitors to the proper Circuits in order to conform to the provisions of an Act entitled "An Act to divide the State into ten Judicial Circuits, and arrange the same, and to provide for the election of Solicitors for the First and Ninth Circuits.

Third reading.

The Bill passed its third reading and was ordered returned to the House with amendments.

H. 437 (581).—Ways and Means Committee: A Bill to make appropriations to meet the ordinary expenses of the State Government for the fiscal year commencing January 1, 1905.

Third reading.

Mr. EARLE proposed the following amendment:

Amend Bill 437, page 11, Section 7, line 30, insert after the word "evidence," "and any pensioner or applicant therefor shall in all matters in respect to pensions be competent to make the proof required under the law."

Strike out subdivision "(19) For a loan to the Agricultural and Mechanical Society twenty-five hundred dollars."

By a vote of 24 to 2 the amendments were laid upon the table.

Mr. EARLE proposed the following amendment:

437, line 9, strike out "twenty."

The amendment was laid upon the table.

Mr. COLE L. BLEASE proposed the following amendment:

Amend printed Bill, No. 437, on page 8, line 3, Sec. 5, by striking out 32 and inserting 25.

Mr. RAYSOR moved to lay the amendment on the table.

The question was taken on agreeing to the motion of the Senator from Orangeburg, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bivens, Blake, Brice, Brooks, Brown, Carpenter, Christensen, Davis, Hardin, Hay, Hough, Hudson, Hydrick, W. J. Johnson, Manning, Marshall, Mauldin, McGowan, McIver, McLeod,

Peurifoy, Raysor, Stackhouse, von Kolnitz, Walker, Warren, Wells and Williams—28.

Nays—Messrs. Black, C. L. Blease, E. S. Blease, Dennis, Douglass, Earle, Efird, Hood, W. E. Johnson and Talbert—10.

So the motion was agreed to and the amendment laid on the table.

Mr. COLE L. BLEASE offered the following amendment:

Amend printed Bill 437, by striking out on line 38 the words "for further clerical help for the Treasurer six hundred dollars."

Mr. MANNING moved to lay the amendment on the table.

The amendment was laid upon the table.

Mr. COLE L. BLEASE offered the following amendment:

Amend printed Bill, line 30, by striking out, "for further help for the Comptroller General, fourteen hundred dollars."

Mr. MANNING moved to lay the amendment on the table.

The question was taken on agreeing to the motion of the Senator from Sumter, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Brice, Brooks, Brown, Butler, Carpenter, Christensen, Davis, Efird, Hardin, Hay, Hood, Hough, Hudson, Manning, Marshall, McGowan, McIver, McLeod, W. J. Johnson, Raysor, Stackhouse, von Kolnitz, Walker, Wells and Williams—25.

Nays—Messrs. Black, Blake, C. L. Blease, E. S. Blease, Dennis, Douglass, Earle, W. E. Johnson, Peurifoy, Talbert and Warren—11.

So the motion was agreed to and the amendment laid on the table.

Mr. COLE L. BLEASE offered the following amendment:

Amend the amendment of Senator Raysor by striking out \$1,500 and inserting \$750.00.

The question was taken on agreeing to the amendment of the Senator from Newberry, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bivens, Black, C. L. Blease, E. S. Blease, Dennis, Douglass, Earle, Hood, W. E. Johnson, W. J. Johnson, McGowan, Talbert, Warren and Wells—14.

Nays—Messrs. Blake, Brice, Brooks, Brown, Christensen, Davis, Efird, Hardin, Hay, Hough, Hudson, Manning, Marshall, Mauldin, McIver, McLeod, Peurifoy, Raysor, Stackhouse, von Kolnitz, Walker and Williams—22.

So the amendment was lost.

Mr. COLE L. BLEASE offered the following amendment:

"Amend amendment of Senator Raysor, by striking out \$1,500, and inserting \$1,000."

The amendment was adopted.

The Bill was further amended as follows:

On motion of Mr. MANNING:

Section 7, Subdiv. 15, strike out the word "guilty" and substitute in lieu thereof the word "accused."

Sec. 7, clause 18, amend by striking out "for books," etc., through the end of the clause.

Amend Section 7, clause 26, by adding "*Provided, That this amount shall be taken out of the Dispensary School Fund.*"

Adding Section 7, Subdivision 30: *Provided, That the appropriation for metal cases for the Historical Commission, Secretary of State and Comptroller General, shall be expended under and by direction of the State House Commission.*

Amend Sec. 7, Clause 31, by striking out the word "fifty" and substituting the words, "one hundred," and the word "three" and substituting the word "six."

Amend Bill 437, Section 7, page 14, printed Bill, as follows:

"Clause 40: For printing the advance sheets of the permanent Acts of 1904, The R. L. Bryan Co., thirty-one dollars and fifty-three cents."

Amend by adding, Section 7, Clause 39: For J. B. Elkins, in full of service rendered as engineer of the State House heating apparatus, seventy-five dollars.

Amend printed Calendar Bill 437: Section 7, as follows: add (37) For the pay of J. C. Tadlock, for services as Stenographer for the Joint Commission appointed to investigate the explosion of State House boiler, twenty-five dollars.

(38) For Charles J. Colcock, for the loss of an arm, twenty-five dollars, same to be paid out of pension fund.

Amend Section 7, "Subdivision 36, to pay the expenses of the Commissioners appointed to examine the affairs of the State Dispensary, three thousand dollars, if so much be necessary, to be paid out of Dispensary funds, upon the order of the Chairman of each Commission."

Amend by adding Section 7, Subdivision 35, "The sum of one thousand dollars be paid to William Elliott, Jr., for professional services, and for all costs, expenses and liabilities of the State accruing by virtue of the action commonly known as the Blue Ridge Script Cases."

Amend 437, Section 7 (41), For the pay of Dexter Williams, State House Watchman, thirty-one dollars.

(42) For the pay of W. J. Beckam, extra State House fireman, for two months, one hundred dollars.

Amend Section 7, Clause 34, by changing S. S. Dusenbury to L. S. Dusenbury.

Amend Sec. 8, page 14, by adding at end of Clause 1, the following:

"The exhibits of a permanent character of the South Carolina Inter-State and West Indian Exposition, which became the property of the State, are hereby placed under the care and control of the Department of Agriculture, Commerce and Immigration, and any unexpended appropriation for the preservation of the same shall remain available for said purpose."

Amend Section 2, Subdivision 1, line 4, strike out the word "eight," and insert in lieu thereof the word "ten."

Line 5, strike out the words "twenty-four thousand" and insert in lieu thereof the words "thirty thousand."

Line 6, strike out the words "twelve thousand and three hundred" and insert in lieu thereof "fifteen thousand six hundred dollars."

Line 7, strike out the words "ten thousand and five hundred" and insert in lieu thereof "twelve thousand nine hundred dollars."

On motion of Mr. E. S. BLEASE:

Amend by adding the words "and eighty," after the word "hundred" and before the word "dollars," on line 77, of page 4.

On motion of Mr. HARDIN:

Amend, on line 7, by striking out six hundred and insert seven hundred and fifty.

The Bill passed its third reading and was ordered returned to the House with amendments.

REASON FOR VOTING.

I offered and voted for the amendment to strike out appropriation of twenty-five hundred dollars to the Agricultural and Mechanical Society because, in my judgment, it is in violation of the Constitution of this State. The fact that it, upon its face, appears as a loan does not prevent its being obnoxious to the Constitution.

J. R. EARLE.

H. 460 (469).—Mr. Lyon: A Bill to amend the law relating to Magistrates.

Third reading.

The Bill was amended as follows:

On motion of Mr. STACKHOUSE:

Add Section, to be known as Sec. 6:

Marion County—There shall be appointed in the County of Marion an additional Magistrate at Nichols and an additional Magistrate at Hamer, whose duties, powers and authorities shall be the same as those of other Magistrates now provided for by law in said County, and such Magistrate shall receive a salary of eighty dollars as compensation for all costs and fees in criminal cases and on inquests acting as Coroner. Said Magistrates shall have power and authority to appoint a Constable, who shall receive an annual salary of eighty dollars in lieu of all cost and fees in criminal cases, except as now provided for by law in said County; and said Constables shall have the power, authority and duties and all the rights now provided by law in said County. That the salary of the Magistrate at Marion shall be four hundred dollars instead of three hundred and fifty dollars as now provided by law. That the salary of the Magistrate at Dillon shall be two hundred and fifty dollars instead of one hundred and fifty dollars as now provided by law, and the Magistrate at Mullins to receive one hundred and fifty dollars instead of one hundred dollars, as now provided by law. That the Constable at Dillon shall receive a salary of two hundred and fifty dollars, instead of one hundred dollars as now provided by law.

On motion of Mr. TALBERT, amended by adding Section, as follows:

Section 3. Edgefield County—There shall be in Edgefield County, eight Judicial Districts, as follows, to wit: The First District shall embrace those parts of Wise and Pickens Townships not in District Two; the Second District shall embrace Shaw Township, and that portion of Merriwether, Wise and Pickens Townships within the following limits, to wit: East of the old Stage Road from Kendricks, by the Tillman place, Mt. Vintage to Mays, and then turn to the right, leaving the old Stage Road, and go to Gary place, crossing the old Plank Road between Walter Miller's and Barr place; thence around by T. G. Smith's; thence to J. DeLoach's; thence, leaving Weaver Road rock quarry, to intersect the Weaver Road, taking the road by Harmony Church on to Mark Toney's; thence the road leading to Holme's Mill; thence to where this road enters Aiken Road, near Timmerman's; and the salary of the Magistrate and Constable in the said Second District shall each be one hundred dollars. The Third District shall embrace those portions of Johnston, Mobley and

Ward Townships remaining in Edgefield County; the Fourth District shall embrace Gregg and Collier Townships, and that portion of Merriwether Township not embraced in the Second District; the Fifth District shall embrace Washington and Ryan Townships; the Sixth District shall embrace Collins Township; the Seventh District shall embrace Tolbert, Moss and Hilder Townships; the Eighth District shall embrace Blocker Township, that portion of Grey Township lying south of the line surveyed for Greenwood County, that portion of Pine Grove Township remaining in Edgefield County, and that portion of Pickens Township lying north of Little Turkey Creek, and west of a straight line running from a point on said creek five hundred yards above the bridge on road between Capt. J. C. Book's and estate of John Harris, in a northeasterly direction, to the Saluda County line, at a point fifty yards north of Calvary Church. The office of the Magistrate of the First District shall be at Edgefield Court house and his salary shall be one hundred and seventy-five dollars per annum; the office of the Magistrate of the Third District shall be at Johnston, and his salary shall be one hundred and twenty-five dollars; the office of the Magistrate of the Fifth District shall be at Parksville, and his salary shall be one hundred and twenty-five dollars; the salary of the Magistrate of the Sixth Judicial District shall be seventy-five dollars per annum; the salary of the remaining Magistrates in said County shall be each one hundred dollars per annum: *Provided, however,* That the criminal jurisdiction of the Magistrate of the First District shall not be confined to the township of that district, but shall extend over the whole County of Edgefield; except that the trial and examination of cases shall be had before the Magistrate nearest the defendant for the County of Edgefield, and the provisions of this Act, shall be authorized and empowered to appoint and employ a person to act as Constable, who shall receive from the County as compensation for his services the same amount as that received by the Magistrate making such appointment, and which shall be paid in the same manner: *Provided,* The Magistrates of Edgefield County shall receive no compensation for holding inquests in addition to the salaries now fixed by law: *Provided,* Nothing herein contained shall be construed to increase the pay of the Constables of said Magistrates.

On motion of Mr. WILLIAMS:

Williamsburg—There shall be appointed seven Magistrates in Williamsburg County to be located and paid salaries as follows: One at Kingtree, at a salary of one hundred and fifty dollars; one

at Lake City, at a salary of one hundred and fifty dollars; the other five at five several places in the County, at a salary of thirty-five dollars each. Each of said Magistrates shall have the power to appoint one Constable. The Constables of the Magistrates at Kingstree and Lake City shall receive a salary of one hundred dollars each and the Constable of each of the other Magistrates shall receive the same salaries as that of the Magistrate appointing him; and said salaries of Magistrates and Constables shall be in lieu of all fees and costs in criminal cases, and shall be paid quarterly. The Magistrate of Kingstree may employ the Sheriff and Deputies, or Sheriff or Deputies to serve as Constable for him, at the same salary as is provided for the Constable for said Magistrate at Kingstree, and upon the request of the said Sheriff the said Magistrate shall so employ said Sheriff and Deputies, or Sheriff or Deputies. The County Commissioners shall furnish to all the Magistrates of said County all legal blank forms used in criminal cases that are necessary to the proper discharge of their official duties.

The Bill then passed its third reading and was ordered returned to the House with amendments.

H. 468 (609).—Ways and Means Committee: A Bill to make appropriations for the payment of the per diem, mileage and stationery certificates of the Members of the General Assembly, the salaries of the subordinate officers and employees thereof, and other purposes herein named.

Third reading.

The Bill was amended as follows:

On motion of Mr. MANNING:

Strike out Miss A. H. Spigner and insert Mrs. W. C. Rion.

Amend Bill 468, Sec. 1, line 25, strike out "Virginia Collom" and insert "E. V. Cullum, Jr."

Amend Bill 468, Section 1, line 31, by striking out "six" and insert in lieu thereof "nine."

On line thirty-two, strike out numerals "600" and insert "900" (in numerals).

Amend further, Section 3, line 10, strike out "Auria" and insert "Anna."

Also, line 14, after "Yeldell," insert "Miss Lulie Hunt, Miss Nettie L. Brunson and J. H. Taylor."

The Bill passed its third reading and was ordered returned to the House with amendments.

H. 471 (592).—Judiciary Committee: A Bill to provide for the holding of Courts in the several Judicial Circuits, and arrange the same.

The Bill was amended as follows:

On motion of Mr. EARLE:

Strike out Section 10 and insert:

Sec. 10. The Circuit Courts of the Tenth Judicial Circuit shall be held as follows:

1. The Court of General Sessions at Anderson, for the County of Anderson, on the second Monday in February, the second Monday in June and the fourth Monday in September; and the Court of Common Pleas, at the same place, on the first Monday in March, the first Monday after the fourth Monday in June, and the third Monday after the fourth Monday in September.

2. The Court of General Sessions at Walhalla, for the County of Oconee, on the second Monday in March, the second Monday after the fourth Monday in June, and the sixth Monday after the fourth Monday in September; and the Court of Common Pleas at the same place on the Wednesdays next following the second Monday in March, the second Monday after the fourth Monday in June, and the sixth Monday after the fourth Monday in September.

3. The Court of General Sessions at Pickens, for the County of Pickens, on the third Monday in March, the third Monday after the fourth Monday in June, and the fourth Monday after the fourth Monday in September; and the Court of Common Pleas at the same place on the Wednesdays next following the third Monday in March, the third Monday after the fourth Monday in June, and the fourth Monday after the fourth Monday in September.

4. The Court of General Sessions at Greenville, for the County of Greenville, on the fourth Monday in January, the last Monday in May and the second Monday in September; and the Court of Common Pleas at the same place, on the fourth Monday in March, the fourth Monday after the fourth Monday in June, and the eighth Monday after the fourth Monday in September.

On motion of Mr. E. S. BLEASE:

Amend Bill 471, by striking out the provisions for the times for holding the Courts of General Sessions and Common Pleas for the County of Saluda, as fixed by the amendment of Senator McGowan, and insert in lieu thereof the following:

"The Court of General Sessions for the County of Saluda, at Saluda Court House, on the second Monday in April, the fourth

Monday in August, and the second Monday in November; and the Court of Common Pleas at the same place on the third Monday in April, the Wednesday following the fourth Monday in August, and the third Monday in November."

Also amend the same amendment by striking out the words "and Saluda" after the word "Abbeville," and change the word "Counties," between the words "the" and "of" to "County."

On motion of Mr. McGOWAN:

Amend Sec. 11, on line 2, by striking out the words, "expiration of the term," and insert in lieu thereof the words, time fixed by the law for the opening of the Court of Common Pleas" immediately after the word "the" and before the word "the," on line 2 of printed Bill.

On motion of Mr. BRICE:

Amend Bill 471, printed Bill, on line 29, of page 8, by adding after the word "November," the following: and the Wednesday after the second Monday in July, the same venire of jurors at the summer term to try the cases in both the Court of Sessions and the Court of Common Pleas.

The Bill passed its third reading and was ordered returned to the House, with amendments.

SECOND READING BILLS.

H. 215 (18).—Mr. Morgan: A Bill mawing certain offenses in primary elections misdemeanors, and prescribing penalties therefor. Report unfavorable.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

The Senate proceeded to the consideration of

SPECIAL ORDERS.

H. 217 (69).—Mr. McMaster: A Bill to require corporations to audit claims of their employees within this State.

Report unfavorable.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

H. 419 (435).—Mr. Patterson: A Bill to establish an industrial school for boys, and to provide for its government and maintenance.

Report favorable.

The Bill was read and ordered placed on the Calendar for a third reading, with notice of general amendments.

The following proposed amendment was ordered printed in the Journal:

By Mr. CHRISTENSEN:

Amend Bill No. 419 by striking out in Section 4, line 3, all after the word "who," and all of line 4, up to the word "may," and by striking out Section 6 and by changing the numbers of the subsequent Sections to correspond.

RECALLED.

On motion of Mr. MARSHALL:

"S. 216.—Mr. Haskell: A Bill to provide for the erection of a State Armory,"

Was recalled from the House.

ADJOURNMENT.

Mr. McLEOD moved that when the Senate adjourns it stand adjourned until 11 o'clock to-morrow morning.

On motion of Mr. EUGENE S. BLEASE, at 7.40 o'clock P. M., the Senate adjourned.

FRIDAY, FEBRUARY 17, 1905.

The Senate assembled at 11 A. M., the hour to which it stood adjourned, and was called to order by the PRESIDENT.

The roll was called, and, a quorum answering to their names, the PRESIDENT announced the Senate ready to proceed to business.

The proceedings were opened with prayer by the Rev. Walter I. Herbert, Chaplain.

The Clerk proceeded to read the Journal of yesterday, whereupon on motion of Mr. DOUGLASS, the further reading of the Journal was dispensed with.

The PRESIDENT called for Petitions, Memorials, Presentments of Grand Juries and such like papers.

The following communication was read:

Norfolk, Va., February 14, 1905.

Mr. Robert R. Hemphill, Clerk of the Senate, Columbia, South Carolina.

My Dear Sir: I have the honor to acknowledge receipt of a copy of a Concurrent Resolution, passed by both branches of your General

Assembly, inviting me to address the members of it in the Hall of the House of Representatives.

In response to a telegram from your Governor, I was obliged to reply, from Washington, that in consequence of most important matters I could not be in Columbia on the date designated, but it would give me pleasure to meet the members of the Legislature at a later date. I am very respectfully,

Your obedient servant,

FITZHUGH LEE,
President.

Received as information.

PAPERS FROM THE HOUSE.

The House sent the Senate the following:

MESSAGE No. 49.

In the House of Representatives,
Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it insists upon its amendments to

H. 592.—Judiciary Committee: A Bill to provide for holding Courts in the several Judicial Circuits and arrange the same,

Asks for a Committee of Conference, and has appointed Messrs. Sanders, Sinkler and Lawson of the Committee on the part of the House.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 50.

In the House of Representatives,
Columbia, S. C., February 16, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it refuses to concur to the Senate amendments to

H. 196 (268).—Mr. Brice: A Bill to provide for the erection of a new jail and repair of the Court House in Fairfield County, and to appoint a Commission, whose duty it shall be to supervise the application of the funds arising from the sale or hypothecation of said bonds issued in aid of the erection of said jail and repair of said Court House.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

Whereupon the PRESIDENT appointed Messrs. Wells and Williams of the Committee of Conference on the part of the Senate, and a message was sent to the House accordingly.

MESSAGE No. 51.

In the House of Representatives,
Columbia, S. C., February 17, 1905

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it insists upon its amendments to

H. 564 (S. 283.—Mr. Peurifoy): A Bill to enable the Supervisor and Treasurer of Colleton County to borrow funds with which to defray current expenses of said County for the year 1905, and to authorize the Supervisor to pledge the levy for ordinary County purposes for year 1905, to secure same with interest thereon,

Asks for a Committee of Conference, and has appointed Messrs. J. M. Walker, E. J. Etheredge and Culler of the Committee on the part of the House.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

Whereupon the PRESIDENT appointed Messrs. Peurifoy and Dennis of the Committee of Conference on the part of the Senate, and a message was sent to the House accordingly.

MESSAGE No. 52.

In the House of Representatives,
Columbia, S. C. February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it insists upon its amendments to

H. 592.—Judiciary Committee: A Bill to provide for the times for holding Courts in the several Judicial Circuits, and to arrange the same.

Asks for a Committee of Conference, and has appointed Messrs. Sanders, Sinkler and Lawson of the Committee on the part of the House.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

Whereupon the PRESIDENT appointed Messrs. McIver and McGowan of the Committee of Conference on the part of the Senate, and a message was sent to the House accordingly.

MESSAGE No. 53.

In the House of Representatives,
Columbia, S. C. February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it insists upon its amendments to

H. 518.—Judiciary Committee: A Bill to assign the present Circuit Solicitors to the proper Circuits in order to conform to the provisions of an Act entitled "An Act to divide the State into ten Judicial Circuits, and arrange the same," and to provide for the election of Solicitors for the First and Ninth Circuits.

Asks for a Committee of Conference, and has appointed Messrs. Toole, Frost and Foster of the Committee on the part of the House.

Very respectfully,

M. L. SMITH,

Received as information.

Speaker of the House.

Whereupon the PRESIDENT appointed Messrs. McGowan and Hay of the Committee of Conference on the part of the Senate, and a message was sent to the House accordingly.

MESSAGE No. 54.

In the House of Representatives,
Columbia, S. C. February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it insists upon its amendments to

H. 268.—Mr. Brice (S. 196): A Bill to provide for the erection of a new jail and repair of the Court House in Fairfield County, and to appoint a Commission, whose duty it shall be to supervise the application of the funds arising from the sale or hypothecation of said bonds issued in aid of the erection of said jail and repair of said Court House.

Asks for a Committee of Conference, and has appointed Messrs. Brice, Gaston and Foster of the Committee on the part of the House.

Very respectfully,

M. L. SMITH,

Received as information.

Speaker of the House.

MESSAGE No. 55.

In the House of Representatives,
Columbia, S. C., February 16, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it refuses to concur to

H. 209 (109).—Mr. Tribble: A Bill to amend an Act approved the 20th day of February, 1904, entitled "An Act to exempt soldiers and sailors from paying license," by striking out on the third printed line of said Act, the words, "who enlisted from this State," so that said Act when so amended shall read as follows.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

The Senate insisted on its amendments and asked for a Committee of Conference.

Whereupon the PRESIDENT appointed Messrs. Douglass and Hood of the Committee of Conference on the part of the Senate, and a message was sent to the House accordingly.

MESSAGE No. 56.

In the House of Representatives,
Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it insists upon its amendments to

H. 209 (109).—Mr. Tribble: A Bill to amend an Act approved the 20th day of February, 1904, entitled "An Act to exempt soldiers and sailors from paying license," by striking out on the third printed line of said Act, the words, "who enlisted from this State," so that said Act when so amended shall read as follows.

Asks for a Committee of Conference, and has appointed Messrs. Ardrey, Bradham and Nicholson of the Committee on the part of the House.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 57.

In the House of Representatives,
Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it insists upon its amendments to

H. 212 (S. 10.—Mr. Blake): A Bill to authorize Patrick Calhoun, Augustine T. Smythe and Granville Beal, and their associates, successors, and assigns, to construct and maintain a dam or dams across the Savannah River, at or in the vicinity of Trotter Shoals, in the County of Abbeville, for the purpose of developing water power for commercial uses and for other purposes.

Asks for a Committee of Conference, and has appointed Messrs. Haskell, Lyon and Hutto of the Committee on the part of the House.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

Whereupon the PRESIDENT appointed Messrs. Blake and Hood of the Committee of Conference on the part of the Senate, and a message was sent to the House accordingly.

MESSAGE No. 58.

In the House of Representatives,
Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it agrees to the report of the Committee of Conference on

H. 421 (S. 15.—Mr. Butler): A Bill to require railroad companies to construct, maintain, and operate industrial side tracks.

And has appointed Messrs. Otts, Nash and Fraser of the Committee of Free Conference on the part of the House.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 59.

In the House of Representatives,
Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it agrees to the report of the Committee of Conference on

H. 607 (S. 264.—Mr. Wells): A Bill to fix the compensations to be paid to the County officers of the various Counties of the State.

And has appointed Messrs. J. B. Watson, Otts and Brant of the Committee of Free Conference on the part of the House.

Very respectfully,
Received as information.

M. L. SMITH,
Speaker of the House.

MESSAGE No. 60.

In the House of Representatives,
Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has adopted the report of the Committee of Free Conference to

H. 91 (211.—Mr. Kirby): A Bill to require the payment of certain pensions after death of claimant.

Very respectfully,
Received as information.

M. L. SMITH,
Speaker of the House

MESSAGE No. 61.

In the House of Representatives,
Columbia, S. C., February 2, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has concurred to the Senate amendments to

H. 609.—Committee on Ways and Means: A Bill to make appropriations for the payment of the per diem, mileage and stationery certificates of the Members of the General Assembly, the salaries of the subordinate officers and employees thereof, and other purposes herein named.

And the Bill having received three readings in both Houses, it was ordered that the title be changed to that of an Act, and that the Bill be enrolled for ratification.

Very respectfully,
Received as information.

M. L. SMITH,
Speaker of the House

MESSAGE No. 62.

In the House of Representatives,
Columbia, S. C., February 16, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has concurred in the Senate amendments to the following:

H. 467 (461).—Mr. McFaddin: A Bill to incorporate the Carolina Land Corporation of South Carolina.

Also,

H. 453 (504).—Mr. J. P. Gibson: A Bill to provide for convenient depositories for common schools.

Also,

H. 273 (206).—Mr. DeVore: A Bill to authorize and require the Supervisors of Registration for Edgefield County to revise the registration books of said County, and to require the County Commissioners of said County to pay for same.

Also,

H. 441 (468).—Mr. Bruce: A Bill to amend an Act entitled "An Act to regulate the practice of medicine in South Carolina, to provide for a State Board of Medical Examiners and to define their duties and powers," approved 27th day of February, A. D. 1904, as to time of the meeting of Board, and as to amount of license fees.

And the Bills having received three readings in both Houses, it was ordered that the title be changed to that of an Act, and that the Bills be enrolled for ratification.

Very respectfully,

M. L. SMITH,
Speaker of the House

Received as information.

MESSAGE No. 63.

In the House of Representatives,
Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has concurred in the Senate amendments

H. 216 (73).—Mr. Haskell: A Bill to establish a State Armory.

And the Bill having received three readings in both Houses, it was ordered that the title be changed to that of an Act, and that the Bill be enrolled for ratification.

Very respectfully,

Received as information.

M. L. SMITH,
Speaker of the House

MESSAGE No. 64.

In the House of Representatives,
Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has adopted the report of the Committee of Free Conference to

A Bill to require railroad companies to construct, maintain and operate industrial side tracks.

Very respectfully,

Received as information.

M. L. SMITH,
Speaker of the House

MESSAGE No. 65.

In the House of Representatives,
Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has tabled and withdrawn from the files of the House

H. 591 (S. 276).—Mr. Mauldin: A Bill to incorporate Saluda River Power Company.

Very respectfully,

Received as information.

M. L. SMITH,
Speaker of the House

REPORT OF CONFERENCE COMMITTEE.

The Committee on Conference, to whom was referred Senate Bill 264, to fix the amount of the compensation to be paid to the County officers of the various Counties of the State, in so far as the House amendment to same reducing the salary of County Supervisor of Anderson County from \$1,500 to \$9,000 is concerned, respectfully report that they have duly and carefully considered the same, and recommend that, as they are unable to agree, a Committee on Free Conference be appointed.

J. H. HOOD,
T. M. RAYSOR,
On part of the Senate.
J. W. WALKER,
J. H. HILL,
JNO. C. LOMAX,
On part of the House.

The report was adopted.

Whereupon the PRESIDENT appointed Messrs. Peurifoy, Walker and E. S. Blease of the Committee of Free Conference on the part of the Senate, and a message was sent to the House accordingly.

REPORT OF FREE CONFERENCE COMMITTEE.

The Committee on Free Conference to whom was referred Bill 264, House Bill 607, to fix the amount of the compensation to be paid to the County officers of the various Counties of the State, respectfully report that they have duly and carefully considered the same, and recommend:

1. As to Anderson County, that the Senate agree to the House amendment fixing the salary of the Supervisor at nine hundred dollars.

2. That the House recede from its amendments as to Colleton County, and that the salary of the County Supervisor be fixed at eight hundred dollars, as provided in the Senate amendment, and by striking out the salary of one hundred dollars provided for Judge of Probate.

3. As to Marlboro County, that the Senate concur in all the amendments of the House.

JAS. E. PEURIFOY,
LEGRAND WALKER,
EUGENE S. BLEASE,
On part of Senate.
J. B. WATSON,
J. C. OTTS,
W. C. BRANT,

On part of House.

The report was adopted.

REPORT OF CONFERENCE COMMITTEE.

The Committee on Conference, to whom was referred H. Bill 109, a Bill to amend an Act, approved the 25th day of February, A. D. 1904, entitled "An Act to exempt soldiers and sailors from paying licenses," etc., respectfully report that they have duly and

carefully considered the same, and recommend that the Senate recede from its amendment.

JNO. K. HOOD,
J. T. DOUGLASS,
On part of Senate.
J. W. ARDREY,
DAN'L J. BRADHAM,
B. E. NICHOLSON,
On part of House.

On motion of Mr. MAULDIN, the report was laid upon the table, and a Committee of Free Conference requested.

Whereupon the PRESIDENT appointed Messrs. Mauldin, Hudson and Brice of the Committee of Free Conference on the part of the Senate, and a message was sent to the House accordingly.

REPORT OF CONFERENCE COMMITTEE.

The Committee on Conference, to whom was referred H. B. 268 (S. 196), to provide for the erection of a new jail and repair the Court House in Fairfield County, and to appoint a Commission, whose duty it shall be to supervise the application of the funds arising from the sale or hypothecation of said bonds issued in aid of the erection of said jail and repair of said Court House, respectfully report that they have duly and carefully considered the same, and have failed to agree, and recommend that a Committee of Free Conference be appointed.

WALTER H. WELLS,
A. H. WILLIAMS,
On part of Senate.
A. H. BRICE,
J. HARRY FOSTER,
A. L. GASTON,
On part of House.

The report was adopted.

Whereupon the PRESIDENT appointed Messrs. W. J. Johnson, McIver and Peurifoy of the Committee of Free Conference on the part of the Senate, and a message was sent to the House accordingly.

REPORT OF CONFERENCE COMMITTEE.

The Committee on Conference, to whom was referred a Bill "To provide for the time for holding Courts in the several Judicial Circuits, and to arrange the same," have failed to agree and recommend that a Committee on Free Conference be appointed.

F. P. MCGOWAN,
EDWARD McIVER,
Committee on part of Senate.
C. P. SANDERS,
L. M. LAWSON,
HUGER SINKLER,
Committee on part of House.

The report was adopted.

Whereupon the PRESIDENT appointed Messrs. Black, Warren and W. E. Johnson of the Committee of Free Conference on the part of the Senate, and a message was sent to the House accordingly.

REPORT OF CONFERENCE COMMITTEE.

The Committee on Free Conference, to whom was referred a Bill to require the payment of certain pensions after death of claimant, respectfully report that they have duly and carefully considered the same, and recommend that the House agree to the Senate amendments, and that the Bill be further amended, on line 12, Sec. 1, by striking out the words "County school fund," and that the Bill, so amended, do pass.

J. T. HAY,
J. T. DOUGLASS,
J. H. BROOKS,
Committee of Senate.
W. D. KIRBY,
M. P. TRIBBLE,
J. E. BEAMGUARD,
Committee of House.

The report was adopted.

REPORT OF CONFERENCE COMMITTEE.

The Committee on Conference, to whom was referred
S. 10.—Mr. Blake: A Bill to authorize Patrick Calhoun, Augustine T. Smythe and Granville Beal, and their associates, successors and assigns, to construct and maintain a dam or dams across the

Savannah River, at or in the vicinity of Trotter Shoals, in the County of Abbeville, for the purpose of developing water power for commercial uses and for other purposes, respectfully report that they have duly and carefully considered the same, and recommend that the Senate adopt the amendment whereby the House inserts the name of E. B. Calhoun in the Bill.

That the House recede from all other amendments proposed by it.

J. R. BLAKE,
JNO. K. HOOD,
Committee on part of Senate.
LEWIS W. HASKELL,
PAUL E. HUTTO,
J. FRASER LYON,
Committee on part of the House.

The report was adopted.

REPORT OF CONFERENCE COMMITTEE.

The Committee on Conference to whom was referred a Bill to enable the Supervisor and Treasurer of Colleton County to borrow funds with which to defray current expenses of said County for the year 1905, and to authorize the Supervisor to pledge the levy for ordinary County purposes for the year 1905, and to secure the same with interest thereon, respectfully report that they have duly and carefully considered the same, and cannot agree, and respectfully ask that a Committee on Free Conference be appointed.

JAS. E. PEURIFOY,

E. J. DENNIS,

Senators.

J. M. WALKER,

E. J. ETHEREDGE,

E. L. CULLER,

Part of House.

The report was adopted.

Whereupon the PRESIDENT appointed Messrs. Christensen, Wells and Williams of the Committee of Free Conference on the part of the Senate, and a message was sent to the House accordingly.

Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it refuses to concur to certain amendments to

H. 581.—Ways and Means Committee: A Bill to make appropriations to meet the ordinary expenses of the State Government for the fiscal year commencing January 1, 1905.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

The Senate insisted on its amendments, and asked for a Committee of Conference

Whereupon the PRESIDENT appointed Messrs. Raysor and Efrid of the Committee of Free Conference on the part of the Senate, and a message was sent to the House accordingly.

CONTINUED.

On motion of Mr. BRICE, all Second Reading Bills on the Calendar were continued to the next session.

Under this resolution, the following Bills were continued:

H. 249 (47).—Mr. Cloy: A Bill to make the obstruction of any street or road of any kind, by any railroad or person, a misdemeanor.

H. 250 (270).—Mr. Morgan: A Bill to regulate the sale of cocaine, morphine and chloral in this State, and to provide punishment for the violation thereof.

H. 270 (117).—Mr. Sinkler: A Bill to prevent merchants engaged in buying and selling merchandise, while indebted, from selling their entire stock of merchandise in bulk, or selling the major portion thereof, otherwise than in the ordinary course of trade.

S. 343.—Mr. Wells: A Bill to amend an Act entitled "An Act to regulate the manner in which common carriers doing business in this State shall adjust freight charges and claims for loss or damage to freight," approved 23d day of February, A. D. 1903.

S. 350.—Mr. Dennis: A Bill to fix a tax on live stock in that portion of Berkeley County now exempt from the operations of the Stock Law.

S. 356.—Mr. Christensen: A Bill for the further protection of partridges and quail.

H. 365 (80).—Mr. Richards: A Bill to require School Trustees to make annual reports to the patrons of public schools.

H. 394 (501).—Mr. Harley: A Bill to punish the wilful and malicious taking or removing, or taking or removing with intent

to steal, or with intent to injure, of the brasses, bearings, waste or packing from out of any journal box or boxes of any locomotive engine, tender, carriage, coach, car, caboose, or truck used or operated upon any railroad, whether the same be operated by steam or electricity.

S. 404.—Mr. Wells: A Bill to further regulate the carrying of freight.

H. 418 (376).—Mr. Brantley: A Bill to require railroads and any other common carriers, operating in this State to provide toilet closets at stations for the use and convenience of passengers.

S. 424.—Mr. Christensen: A Joint Resolution to provide for the appointment of two Members of the Senate and three Members of the House to examine certain offices.

S. 427.—Mr. Marshall: A Bill to authorize the State House Commission to secure plans and specifications for the erection of a new dome to the State House, and to sell the old boilers.

H. 456 (551).—Mr. Morgan: A Bill to amend Section 2169, Vol. 1 Code of Laws, 1902, so as to extend the authority of the Railroad Commissioners to require depots at other than jurisdictional points.

H. 459 (588).—State House and Grounds Committee: A Bill to authorize the State House Commission to secure plans and specifications for the erection of a new dome to the State House, and to sell the old boilers.

H. 462 (473).—Mr. Sinkler: A Bill to amend Section 1847, Civil Code of South Carolina, relating to the issuance of certificates of stock.

Mr. HOOD offered the following

RESOLUTION.

Resolved, That the Speaker and the Members of the House of Representatives be invited to attend in the Senate Chamber at one o'clock to-day to ratify Acts.

The Resolution was adopted and the invitation was sent to the House accordingly.

RECALLED AND AMENDED.

On motion of Mr. MARSHALL, the vote whereby

S. 216.—Mr. Haskell: A Bill to establish a State Armory,

Passed its third reading and was ordered sent to the House was reconsidered.

The Committee amendments were adopted, to wit:

"Provided, That seventeen hundred and fifty dollars additional be appropriated for the purchase of a site thereof: Provided, further, That no part of this money shall be expended for the purchase of a site for the armory until the contract for the erection thereof shall have been made: And, Provided, further, That no contract shall be made which exceeds for the entire cost of the building to be erected, the amount herein appropriated therefor."

The Bill then passed its third reading and was ordered sent to the House of Representatives.

On motion of Mr. STACKHOUSE, the vote whereby

H. 460 (469).—Mr. Lyon: A Bill to amend the law relating to Magistrates,

Passed its third reading and was ordered sent to the House, was reconsidered.

The Bill was amended as follows:

On motion of Mr. STACKHOUSE:

Amend No. 460 as follows:

Horry County—Magistrates for Horry County shall be as follows, and receive salaries named: Conway, one hundred and twenty dollars; Dog Bluff, Bayboro, Gallivant's Ferry, Floyd's, Green Sea, Little River, Socastee and Simpson Creek, each to receive thirty-five dollars; the Magistrate in Simpson Creek to reside near the centre of the township; Buck's, thirty-five dollars; Dogwood Neck, twenty dollars; and an additional Magistrate shall be appointed for Horry County, to reside at Loris, at a salary of forty dollars; and one at Adrian, at a salary of thirty dollars per annum. Each Magistrate in Horry shall appoint a competent Constable, who shall receive a like salary as the Magistrate appointing him, and shall hold office for a like term, unless sooner removed. Said Magistrates and Constables shall have jurisdiction throughout the County, except for Constable at Conway, which shall receive eighty-four (84) dollars.

On motion of Mr. TALBERT:

Amend at end Edgefield County Section by adding the words "beyond what they now get."

On motion of Mr. McLEOD:

Bill 460, Strike out Black Run and substitute Scape O'er Swamp, Lee County.

The Bill then passed its third reading and was ordered returned to the House, with amendments.

The Senate proceeded to the consideration of the Calendar.

GENERAL ORDERS.

THIRD READING BILLS.

S. 348.—Mr. Hydrick: A Bill to amend an Act entitled "An Act to encourage the establishment of libraries in the public schools of the rural districts," approved 18th February, 1904.

On motion of Mr. HYDRICK, the Bill was laid upon the table.

H. 416 (375).—Mr. Nash: A Bill to assign the present Circuit Judges to proper Circuits, in order to conform to the provisions of an Act entitled "An Act to divide the State into ten Judicial Circuits, and arrange the same."

The Bill was amended as follows:

On motion of Mr. MCGOWAN:

Amend the Committee amendment by inserting the number "14th" on line 8th, page 1, of printed Bill immediately after the word "the" and before the word "day."

The Bill then passed its third reading and was ordered returned to the House, with amendments.

H. 470 (591).—The Ways and Means Committee: A Bill to raise supplies and make appropriations for the fiscal year commencing 1905.

The Bill was amended as follows:

On motion of Mr. MANNING:

Section 2, Sumter County, amend by adding, "For the pay of H. W. Scarborough, for rent of telephone in Sheriff's office, forty-eight dollars."

2—S. J.

On motion of Mr. E. S. BLEASE:

Amend by striking out word "six" and figure ("6"), on line 11, of page 14 of printed Bill, and inserting in lieu thereof the words "six and one-half" and the figures ("6 1-2"), respectively.

On motion of Mr. RAYSOR:

Amend, page 16, line 5, by striking out all after the word "County," to and including the word "prior," on line 8.

On motion of Mr. EARLE:

Amend 470, page 16, line 16, after "repealed," add "The time for the payment of the commutation road tax, for the year 1905, is extended to the first day of April."

Amend 470, page 16, line 5, add after "Mill" ";," (semicolon).

On motion of Mr. WARREN:

Amend Bill 470, Hampton County, page 13, printed Bill, strike out all after the word "Mills," on the first line, Sec. 2.

On motion of Mr. W. J. JOHNSON:

Bill 470, strike out all and insert the following:

Fairfield County—For ordinary County purposes and past indebtedness, 4 mills, to be expended as follows: County Auditor, \$334.00; County Supervisor and County Commissioners, \$850.00; for County Treasurer's salary, \$334.00; County Board of Equalization, \$200.00; for jury, witnesses' and Constables' tickets, \$2,000.00; Clerk of Court, \$300.00; for Sheriff's salary, \$1,000.00; for Magistrates and their Constables, \$1,600.00; for Coroner, \$50.00; for poor house and poor, \$1,200.00; for repairs on public buildings, books, stationery and printing, public offices, contingent expenses, and for Court House, \$1,000.00; for post mortem, examining lunatics, and conveying, \$200.00; Jury Commissioners and insurance, \$150.00; jail, \$400.00; for physicians' and attorneys' fees, \$200.00; for Judge of Probate's salary, \$600.00; Superintendent of Education and Board of Education, \$550.00; for roads, bridges and support of chain-gang, \$3,000.00; past indebtedness, \$1,800.00. If necessary the above specified amounts may be increased to, but in no case shall the Supervisor and Board of County Commissioners exceed the levy herein made, by contract, expenditures, or otherwise. Dispensary profit to be used in connection with above levy and disbursements, when not otherwise appropriated by law.

The County Supervisor and Board of County Commissioners of Fairfield County are hereby authorized to borrow, not exceeding the sum of seven thousand five hundred dollars, including all amounts borrowed from the Sinking Fund Commission, for Court expenses, jail fees, and other deficiencies: *Provided*, The rate of interest does not exceed seven (7) per cent. per annum. There shall be allowed to the Superintendent of Education the sum of one hundred dollars, for his traveling expenses, as provided by law.

On motion of Mr. PEURIFOY:

Amend Sec. 2, page 10, at end of paragraph relating to Colleton County, add the following:

One mill for the purpose of erecting an office building for the use of the Supervisor, Master and Grand Jury, the location, plans, specifications and construction of which to be under the supervision of the County Board of Commissioners, who are hereby authorized to borrow sufficient funds with which to begin the immediate construction of said building at a rate of interest not to exceed five per cent., and to pledge the said levy for the payment of same and interest; *Provided* said building shall be

constructed of brick or stone; and provided further, that the said Board may, if they deem it advisable, purchase a building and lot for the purposes above mentioned, provided the said building and lot shall not cost more than three thousand dollars.

On motion of Mr. McIVER:

Amend by adding to the paragraph for Chesterfield County on page 10, the following words: "And from funds on hand to pay and retire any matured County bonds that may be presented for payment."

Amend Sec. 2, page 9, by inserting on line 2 (for Chesterfield County), after the word "bonds," the words "and sinking fund to retire same."

Amend further by striking out the word and figure "two (2)" on line three of said page and section and inserting in lieu of same the words and figures "one and one-fourth ($1\frac{1}{4}$)."

On motion of Mr. DENNIS:

Bill-470, Page 4, amend on line eleven and twelve, by striking out all after \$100.00, on line eleven, down to and including \$200.00 on line twelve, and insert the following: Physician and attorney's fees, \$300.00; \$200.00 thereof for the attorney.

Bill 470, page 4, amend on line 8, by striking out \$1,050.00 and inserting \$1,100 00; \$200.00 thereof for the pay of a clerk.

On motion of Mr. W. E. JOHNSON:

Amend Bill 470, Section 2, page 2, line 24, by inserting after "\$37.78," and before the word "and," the words "B. D. Lamar to road work for the fiscal year 1904, \$282.48."

Senate Bill No. 470, amend by striking out in Section 2, page 2, on line 4, of the paragraph relating to Aiken County, after the word "mile," the words "and the road-bed to be clayed only ten feet," and insert in lieu thereof the words "by the County Supervisor, and by and with the consent of the County Commissioners."

Mr. W. J. JOHNSON offered the following amendment:

Amend Bill 470, Section 1, line 1, by striking out the word "one-half," before the word exclusive.

After debate by Messrs. W. J. JOHNSON, MANNING, W. E. JOHNSON, C. L. BLEASE, MAULDIN and RAYSOR,

Mr. MANNING moved to lay the amendment on the table.

The question was taken on agreeing to the motion of the Senator from Sumter, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Black, Blake, Brice, Brooks, Brown, Butler, Carpenter, Christensen, Davis, Dennis, Douglass, Hardin, Hay, Hood, Hough, Hudson, W. E. Johnson, Manning, Marshall, Mauldin, McGowan, McIver, McLeod, Peurifoy, Raysor, von Kolnitz, Walker and Williams—28.

Nays.—Messrs Bivens, C. L. Blease, E. S. Blease, Earle, Efrd, W. J. Johnson, Talbert, Warren and Wells—9.

So the motion was agreed to and the amendment laid upon the table.

Mr. MANNING offered the following amendment:

Section 10, page 22, line 3, by striking out the word "one" and insert in lieu thereof the word "four."

Strike out on line 6 from the word "February" through the words "first day of" at end of line 8.

Strike out on line 9 from the words "next thereafter," beginning with the words "an additional" through the words next thereafter on line 11.

After debate by Messrs. McGOWAN, MANNING, and BLAKE

M. E. S. BLEASE moved to lay the amendment on the table.

The question was taken on agreeing to the motion of the Senator from Laurens, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bivens, Black, C. L. Blease, Brooks, Butler, Davis, Dennis, Douglass, Efrd, Hardin, Hay, Hough, W. E. Johnson, W. J. Johnson, Mauldin, McGowan, McLeod, Talbert, Warren, Wells—20.

Nays—Messrs. Blake, Brice, Brown, Carpenter, Christensen, Earle, Hood, Hudson, Manning, Marshall, McIver, Raysor, Stackhouse, von Kolnitz, Walker, Williams—16.

So the motion was agreed to and the amendment laid upon the table.

The Bill then passed and was ordered returned to the House with amendments.

PAIR ANNOUNCED.

I am paired with Senator Peurifoy. If present, he would vote "Nay" and I would vote "Yea."

E. S. BLEASE.

H. 475 (116.—Mr. TOOLE): A Bill to amend an Act entitled "An Act to encourage the establishment of libraries in the public schools of the rural districts," approved the 18th day of February, 1904.

The Bill was amended as follows:

On motion of Mr. HYDRICK:

Insert in line 1 of Section 7 between the words "twenty" and "schools" the word "five."

Strike out the word "of" between the words "patrons" and "friends" on line 1, Section 8, and insert the word "or."

Strike out the words and figures "Chapter 207, Laws, 1904," on lines 2 and 8 of Section 8 and insert in lieu thereof the words "the law of this State."

At the end of Section 8 add the following:

"Provided, No appropriation shall be made for the purpose of enlarging any established library where the same would prevent or interfere with the establishing of a new library."

The Bill then passed its third reading, and was ordered returned to the House with amendments.

RATIFICATION OF ACTS.

The Honorable SPEAKER and members of the House of Representatives attended in the Senate chamber, when the following Acts and Joint Resolutions were duly ratified:

H. 197.—Mr. Baker (S. 251): An Act to amend Section 1796 of the Code of Laws of 1902, Vol. I., by adding a proviso at the end of said Section relating to "Live Stock Insurance."

H. 204.—Mr. DeVore (S. 201): An Act to amend Section 1289 of Vol. I., Code of Laws of South Carolina, by striking out "Edgefield" wherever it occurs in said Section.

H. 401.—Mr. Lyon (S. 373): A Joint Resolution, to authorize and require the County Superintendent of Education of Abbeville County to approve, and the Treasurer to pay, school claims of Miss Lula McNair.

H. 233.—Mr. Richards (S. 200): A Joint Resolution, providing for payment of seventy-eight dollars and thirty-nine cents to J. J. Goodale, of Kershaw County, for filling out term of W. R. McCreight, deceased.

H. 538.—Mr. Gause (S. 378): A Joint Resolution, to authorize the County Treasurer of Williamsburg County to transfer to the County Treasurer of Florence County certain funds belonging to that district in Williamsburg County, incorporated in Florence County, and as to the distribution of the same.

H. 416.—Mr. T. J. Mauldin (S. 375): An Act to authorize and empower the Trustees of Liberty School District, being District

No. 11, of Pickens County, to order an election and issue coupon bonds of said School District for school purposes.

H. 500.—Mr. Reaves (S. 888): An Act to authorize the Trustees of Mullins School District, being District No. 34 of Marion County, to issue bonds for the purpose of purchasing or paying for school buildings and sites and equipping same.

H. 585.—Mr. Verner (S. 885): A Joint Resolution, to authorize and require the payment of the claim of W. J. Schroeder, County Treasurer of Oconee County, of \$24.66.

H. 21.—Mr. Morgan (S. 124): An Act to regulate the running of motor vehicles upon the public highways of this State, and fixing a penalty for the violation thereof.

H. 488.—Mr. Toole (S. 393): An Act to empower the Adjutant and Inspector-General or the Clerk of the Historical Commission to add names to the Confederate Rolls, upon proper proof.

H. 397.—Mr. Herbert (S. 390): A Joint Resolution to authorize the Governor to enter into a contract with the representatives of soldiers to collect whatever pay is due soldiers for services rendered in the Spanish-American War.

H. 471.—Mr. Nicholson (S. 389): An Act to authorize the Clerk of Court of Edgefield County to dispose of and pay out certain pension funds now in his possession to Willis Creed, T. J. McManus, America Yonce, Mrs. N. F. Brown, and W. L. Quattlebum.

H. 549.—Judiciary Committee (S. 388): An Act to amend Section 897 of the Code of Laws of South Carolina, Vol. I., by including Spartanburg in the proviso thereto.

H. 285.—Judiciary Committee (S. 366): An Act to define and prescribe the manner of showing compliance with the requirements of the Constitution to the Governor prior to his ordering an election as to the creation of a new County.

H. 513.—Mr. Cloy (S. 392): A Joint Resolution to authorize and require the payment of sixteen dollars and thirty cents to Mrs. Elizabeth Samuel, of Aiken County.

H. 86.—Mr. Doar (S. 169): An Act to further regulate the hunting of deer in this State.

H. 182.—Mr. Gyles (S. 368): An Act to regulate the fees of physicians in this State testifying as experts in any of the Courts.

H. 51.—Mr. Sellers (S. 150): An Act for the protection of birds and their nests and eggs, and to provide for the punishment of violation thereof.

H. 532.—Mr. Foster (S. 895): An Act to empower School District No. 40, of Lancaster County, consisting of parts of said County and Kershaw County, to issue \$12,000.00 coupon bonds for school purposes.

H. 486.—Mr. Prince (S. 381): An Act to amend the charter of incorporation of Williamston Female College, of Greenwood, South Carolina, so as to change the name thereof to Lander College, and so as to authorize said College to confer degrees.

H. 566.—Judiciary Committee (S. 420): An Act to authorize the County Board of Commissioners of Marion County to convey by deed a site on the Court House square to the Marion Public Library.

H. 495.—Darlington Delegation (S. 382): An Act to authorize the Trustees of High Hill School District, being School District No. 12, of Darlington County, to issue bonds for the purpose of purchasing or paying for school building and site and equipping same.

H. 595.—Committee on Incorporations (S. 466): An Act to provide for the disposition of all funds realized from license to deal in seed cotton in Charleston County.

H. 40.—Mr. Whaley (S. 210): An Act to vest the right, title, and interest of the State in and to certain personal property of Sarah J. Buchannon, deceased, now in the hands of Joseph W. Barnwell, administrator, and liable to escheat, in Ellen F. Hayne, Ellen Frost Hayne, Henry F. Hayne, Alice P. F. Hayne, Eliza A. Hayne, Henrietta G. Hayne, and Irene Buchannon Delils, and to make them the legal heirs of the said Sarah J. Buchannon.

H. 458.—Mr. Spivey (S. 399): An Act to authorize and empower the County Board of Commissioners for Horry County to sell the County's Poorfarm and to purchase another.

H. 516.—Mr. Brantley (S. 387): An Act to amend Section 3118 of Code of Laws of South Carolina, 1902, Vol. I., by removing Orangeburg County from the exception of said Section and to repeal Section 3120 of said Code of Laws relating to fees for Sheriff of Orangeburg County.

H. 496.—Mr. Davis (S. 384): An Act to authorize the Commissioners of the Sinking Fund to lend funds to the County Board of Commissioners of Berkeley County to pay for a new jail building and to constitute the County Board of Commissioners with the Sheriff of the County a Building Committee for said jail building.

H. 167.—Mr. Foster (S. 212): An Act to empower Heath Springs School District, No. 88, of Lancaster County, to increase school levy to five mills.

H. 463.—Mr. Pyatt (S. 380): A Joint Resolution to require the Comptroller General and County Supervisor of Georgetown County to draw their warrants in favor of H. Kaminski, and said County and State Treasurers pay the same, for seventy-six dollars and thirty-two cents.

H. 145.—Mr. Wimberly (S. 203): An Act to amend Section 1525 of the Civil Code, 1902, relating to fences in the Counties of Berkeley, Dorchester and Horry.

H. 590.—Judiciary Committee (S. 465): An Act to provide for the proper custody and protection of the Courthouse for Charleston County.

Mr. Stackhouse offered the following

CONCURRENT RESOLUTION:

S. 480.—Mr. STACKHOUSE: A Concurrent Resolution:

Be it resolved by the Senate, the House of Representatives concurring, That the usual committee of three be raised, to be composed of one Senator appointed by the President of the Senate, and two members of the House to be appointed by the Speaker of the House, whose duty it shall be to examine and check up the books and vouchers of the State Dispensary, and to report to the next session of the General Assembly.

Upon immediate consideration the Resolution was agreed to and ordered sent to the House for concurrence.

S. 481.—Mr. MARSHALL: A Concurrent Resolution:

Be it resolved by the Senate, the House of Representatives concurring, That the Joint Committee appointed at the last session of the General Assembly as to the claim of the heirs of James A. Black, deceased, growing out of certain war claims, be and said committee is hereby continued, with the same powers and duties which were conferred in the Resolution providing for their appointment, and that they do report to the next session of this General Assembly. Upon immediate consideration the Resolution was agreed to and ordered sent to the House for concurrence.

RECESS.

At 2:10, on Motion of Mr. E. S. Blease, the Senate took a recess until 4 p. m.

AFTERNOON SESSION.

The Senate reassembled at 4 P. M.

The following Message was received from His Excellency, the Governor.

State of South Carolina.

Executive Chamber.

Columbia, February 17, 1905.

SPECIAL MESSAGE NO. 7.

To the Honorable, the President and Gentlemen of the Senate:

I have the honor to transmit for your advice and consent a list of all the appointments to the various offices, made by me, since your last session, which are subject to confirmation by your Honorable Body.

I have the honor to be

Respectfully yours,

D. C. HEYWARD,

Governor.

The Senate then went into Executive Session.

On motion of Mr. MANNING, the seal of secrecy was removed from the proceedings of the executive session so far as the same relates to appointments made by the Governor and confirmed by the Senate, and the same were ordered published in the Journal, to wit:

CONFIRMATION.

APPOINTMENTS BY GOVERNOR HEYWARD.

ABBEVILLE COUNTY.

Richard Sondley, Auditor, to serve the unexpired term of R. E. Cox. Appointed May 11, 1904.

L. P. Harkness, Magistrate at Antreville, to succeed S. B. Knox, resigned. Appointed September 12, 1904.

Richard Sondley, County Auditor, appointed February 15, 1905.

February 15, 1905.

To the Honorable J. T. Gantt, Secretary of State.

Sir: His Excellency, the Governor, has this day appointed:

MAGISTRATES FOR ABBEVILLE COUNTY.

L. P. Harkness, Magistrate for Antreville, Antreville, S. C.

A. A. Edwards, Magistrate for Magnolia, Calhoun Falls, S. C.

J. C. Martin, Magistrate for Donalds, Donalds, S. C.

J. G. Huckabee, Magistrate for Lowndesville, Lowndesville, S. C.
J. A. Young, Magistrate for Indian Hill, Troy, S. C.
A. F. Calvert, Magistrate for Long Cane, Abbeville, S. C.
W. W. Wilson, Magistrate for Due West, Level Land, S. C.
A. R. Ellis, Magistrate for Due West, Due West, S. C.
J. S. Cibert, Magistrate for Cedar Springs, Lebanon, S. C.
M. L. Stanton, Magistrate for Calhoun Mills, Mt. Carmel, S. C.
T. J. Price, Magistrate for Bordeaux, McCormick, S. C.
M. E. Hollingsworth, Magistrate for Abbeville, Abbeville, S. C.
M. J. Ashley, Magistrate for Donalds, Honea Path, S. C.

AIKEN COUNTY.

R. L. Carpenter, Magistrate at Montmorenci, appointed March 18, 1904.

W. W. Johnson, Magistrate Sixth Judicial District, *vice* E. B. Gunter, resigned; appointed June 10, 1904.

L. B. Williams, Magistrate for District No. 6, *vice* W. W. Johnson, resigned; appointed September 21, 1904.

Sir: His Excellency the Governor has this day appointed:

Dave H. Wise, Aiken, S. C., Auditor.

J. A. M. Gardner, Aiken S. C., Treasurer.

W. M. Jordan, Aiken, S. C., Master.

MAGISTRATES.

L. R. Weeks, Aiken, Aiken, S. C.

D. H. Turner, Graniteville, Graniteville, S. C.

E. J. Craig, Warrentonville, Warrentonville, S. C.

H. S. Evans, Windsor, Windsor, S. C.

W. H. Sawyer, Wagner, Wagner, S. C.

S. S. Lee, Langley, Langley, S. C.

J. W. Stone, Vacluse, Vacluse, S. C.

J. H. Eidson, Salley, Salley, S. C.

Henry Getson, North Augusta, North Augusta, S. C.

J. N. Cobb, Silverton, Silverton, S. C.

Jesse Green, Hawthorne, Hawthorne, S. C.

R. M. Carpenter, Montmorencia, Montmorencia, S. C.

R. A. Koon, Wards, Ridge Spring, S. C.

T. R. Jones, McTier, Samaria, R. F. D. No. 1.

A. J. Boyd, Beech Island, Beech Island, S. C.

David Bush, Ellenton, Ellenton, S. C.

COUNTY COMMISSIONERS.

John D. Yaun, Warrenton, S. C.
Luther Shellhouse, Aiken, S. C., R. F. D.

BERKELEY COUNTY.

D. W. Cross, Supervisor of Registration, appointed April 23, 1904.

John O. Edwards, County Treasurer, appointed February 17, 1905.

C. M. Wiggins, County Auditor, appointed February 17, 1905.

MAGISTRATES.

J. D. Wiggins, Eutawville, S. C.
A. E. McCoy, Holly Hill, S. C.
L. W. Hill, Mixon, S. C.
R. L. Droze, Mount Holly, S. C.
J. P. Clarke, Ashley Phosphate, S. C.
C. E. DuTart, Cain Hoy (P. O. Wando).
W. Jones Bates, Conifer, S. C.
J. D. Anderson, Honey Hill, S. C.
P. G. Palmer, Wrens, S. C.
J. S. Guerry, Blakes, S. C.
J. M. Wilder, St. Stephens, S. C.
R. R. Lindsay, Pinopolis, S. C.
M. J. Motte, Oakley, S. C.
J. R. Spires, Trial, S. C.

BEAUFORT COUNTY.

W. H. Nelson, Magistrate at Port Royal, appointed December 30, 1904.

SUPERVISORS OF REGISTRATION.

John Hardee, Hardeeville, S. C.
S. E. Blunt, Heyward, S. C.
J. M. Baker, Beaufort, S. C.

MAGISTRATES.

J. M. Rhett, Beaufort, for Beaufort, S. C.
W. H. Nelson, for Port Royal, Port Royal, S. C.
Roger Pinckney, for Sheldon, Yemassee, S. C.
H. D. Burnet, for Coosawhatchie, Grahamville, S. C.
H. G. Heyward, for Yemassee, Hardeeville, S. C.
A. L. Mulligan, for Bluffton, Bluffton, S. C.
Charles Padgett, Hilton Head, Hilton Head, S. C.

BAMBERG COUNTY.

John F. Folk, County Treasurer, appointed February 1, 1905.

R. W. D. Rowell, County Auditor, appointed February 1, 1905.

H. C. Folk, Master, appointed February 1, 1905.

MAGISTRATES.

J. A. Walker, at Denmark, S. C., February 25, 1905.

W. R. Wright, at Bamberg, February 25, 1905.

M. D. Reed, at Olar, S. C., February 10, 1905.

J. C. Copeland, at Earhardt, S. C., February 10, 1905.

J. H. Fender, Fish Pond, at Hartzog, S. C., February 25, 1905.

BARNWELL COUNTY.

John B. Armstrong (appointed temporarily to take charge of the office of County Treasurer of Barnwell County, *vice* E. D. Free, suspended), March 8, 1904.

F. O. Brabham, Magistrate for Dunbarton, appointed May 16, 1904.

S. W. Trotti, County Auditor, appointed January 18, 1905.

A. P. Woodward, Magistrate for Blackville, appointed January 20, 1905.

Harry L. O'Bannon, Master, appointed February 11, 1905.

John B. Armstrong, County Treasurer, appointed February 17, 1905.

MAGISTRATES.

C. W. Moody, Barnwell, S. C.

A. P. Woodward, Blackville, S. C.

F. O. Bradham, Dumbarton, S. C.

Samuel E. Ulmer, Ulmers, S. C.

T. S. Dunbar, Hattievile, S. C.

J. W. Johnson, Williston, S. C.

W. P. Sanders, Spouts, S. C.

John Gooze, Allendale, S. C.

CHESTERFIELD COUNTY.

D. F. Brock, Magistrate at Brock's Mill Precinct, appointed October 21, 1905.

J. R. Jowers, County Auditor, appointed February 15, 1905.

I. P. Mangum, County Treasurer, appointed February 15, 1905.

MAGISTRATES.

Albert Eddins, Court House, Chesterfield, S. C.
S. H. Reid, Cheraw, Cheraw, S. C.
D. F. Brock, Brock's Mill, Cheraw, S. C.
J. C. Rivers, Mt. Croghan, Ruby, S. C.
R. H. Blakeney, Old Store, Manus, S. C.
G. R. Sowell, Jefferson, Jefferson, S. C.
J. P. Morrison, Alligator, McBee, S. C.
A. J. Smith, Cole Hill, Chesterfield, S. C.

CLARENDON COUNTY.

L. J. Nettles, Magistrate for Foreston, appointed January 23, 1905.
E. C. Dickson, County Auditor, appointed January 25, 1905.
S. J. Bowman, County Treasurer, appointed January 25, 1905.

MAGISTRATES.

A. P. Ragin, Pinewood, S. C.
J. H. Keels, Paxville, S. C.
A. J. Richburg, St. Pauls, S. C.
S. M. Youmans, Manning, S. C.
J. S. Sellers, Workman, S. C.
J. P. Turbeville, at or near Turbeville, S. C.

COLLETON COUNTY.

D. L. Smith, County Treasurer, appointed February 17, 1905.
P. M. Murray, County Auditor, appointed February 17, 1905.
C. G. Henderson, Master, appointed February 17, 1905.

MAGISTRATES.

J. E. Bryan, Walterboro, S. C.
M. A. Cummings, Lodge, S. C.
P. J. Wilson, Smoaks, S. C.
L. G. Ulmer, Mike, S. C.
W. F. Hill, Hendersonville, S. C.
W. C. Bailey, Walterboro, S. C.
J. M. Padgett, Jacksonboro, S. C.
R. F. Huggins, Green Pond, S. C.
J. A. Ackerman, Cottageville, S. C.
D. W. Mellard, Adams Run, S. C.
S. E. Baldwin, Meggetts, S. C.
B. B. Platt, Osborn, S. C.

CHESTER COUNTY.

J. L. Rape, Magistrate Landsford Township (*vice* C. T. Muir, deceased), appointed April 5, 1904.

W. B. Crosby, Magistrate for Landsford Township (*vice* J. L. Rape, resigned), appointed December 17, 1904.

MAGISTRATES.

J. J. McClure, First Judicial District, Chester, S. C.

J. R. Reid, Second Judicial District, Richburg, S. C.

W. B. Crosby, Third Judicial District, Landsford, S. C.

W. H. Stroud, Fourth Judicial District, Heaths, S. C.

A. D. Darby, Sr., Fifth Judicial District, Baton Rouge, S. C.

Alex. Wise, Sixth Judicial District, Chester, R. F. D. No. 2.

T. B. McKeown, Seventh Judicial District, Blackstocks, S. C.

W. T. Castles, Eighth Judicial District, Cornwell, S. C.

CHARLESTON COUNTY.

R. T. King, Magistrate, Edisto Island (*vice* E. M. Whaley, resigned) appointed March 25, 1904.

B. R. Burnet, County Treasurer, appointed February 15, 1905.

W. H. Prioleau, County Auditor, appointed February 15, 1905.

H. W. Mitchell, Jr., Master in Equity, appointed February 15, 1905.

D. J. Baker, Judicial Magistrate, appointed February 15, 1905.

MINISTERIAL MAGISTRATES.

J. J. O'Shaughnessy, city of Charleston.

G. W. Rouse, city of Charleston.

O. R. Levy, city of Charleston.

L. E. Williams (above Line street), city of Charleston.

T. D. Green, Ten Mile Hill, S. C.

Elias Fenning, Mount Pleasant, S. C.

E. J. Whilden, Christ Church, Charleston, S. C.

W. H. Brassell, Awendaw, S. C.

G. W. Ward, McClellanville, McClellanville, S. C.

B. Buckley, Sullivan's Island, Sullivan's Island, S. C.

W. W. Clement, James Island, James Island, S. C.

T. A. Beckett, Johns Island, Johns Island, S. C.

W. E. Fripp, Johns Island, Johns Island, S. C.

R. Lebby Clement, Wadmalaw Island, Wadmalaw Island, S. C.

R. T. King, Edisto Island, Edisto Island, S. C.

Henry Struhs, St. Andrews, Charleston, S. C.

CHEROKEE COUNTY.

W. Harry Gooding, County Treasurer, appointed February 15, 1905.

W. D. Camp, County Auditor, appointed February 15, 1905.

MAGISTRATES.

C. T. Bridges, Limestone Township, Gaffney, S. C.

A. J. McCraw, Limestone Township, Gaffney, R. F. D.

M. B. Scruggs, Morgan Township, Ezells, R. F. D.

John W. Alexander, Draytonville Township, Gaffney, R. F. D.

W. E. Mabry, Gowdeysville Township, Pacolet, R. F. D. No. 1.

J. R. Poole, Gowdeysville Township, Wilkinsville, R. F. D.

B. J. Gold, Cherokee Township, Blacksburg, S. C.

R. Torrence, Cherokee Township, Cherokee Falls.

R. W. Lee, White Plains Township, Gaffney, R. F. D.

DORCHESTER COUNTY.

P. L. Moorer, County Auditor, appointed February 10, 1905.

J. M. Whetsell, County Treasurer, appointed February 10, 1905.

MAGISTRATES.

Joseph S. Dukes, appointed February 17, 1905.

D. M. Horn, St. George's, St. George's, S. C.

W. M. Cummings, Ridgeville, Ridgeville, S. C.

J. L. Platt, Collins Township, Ravenel, S. C.

I. W. Mellard, Knightsville, Jedburg, S. C.

J. W. Cummings, Harleyville, Harleyville, S. C.

S. P. Driggers, Summerville, Summerville, S. C.

EDGEFIELD COUNTY.

W. F. Roath, Master in Equity, appointed October 4, 1904.

J. T. Pattison, County Treasurer, appointed December 29, 1904.

James G. Mobley, Magistrate for 3d District, *vice* Capt. Waters, resigned; appointed December 31, 1904.

J. B. Haltiwanger, County Auditor, appointed February 17, 1905.

J. T. Pattison, County Treasurer, appointed February 17, 1905.

W. F. Roath, Master, appointed February 17, 1905.

MAGISTRATES.

N. L. Brunson, First District, Edgefield, S. C.

T. H. Clark, Second District, Trenton, S. C.

J. G. Mobley, Third District, Johnston, S. C.

T. E. Miller, Fourth District, Coliers, S. C.
 John Brunson, Fifth District, Parksville, S. C.
 R. L. Boddie, Sixth District, Cold Spring, S. C.
 P. W. Cheatham, Seventh District, Cleora, S. C.
 W. Harling, Eighth District, McKendree, S. C.

FLORENCE COUNTY.

A. L. Armfield, Magistrate, Lucile, S. C.; appointed February 26.

MAGISTRATES.

E. W. Lloyd, Florence Township, Florence, S. C.
 R. S. Smith, Florence Township, Florence, S. C.
 G. W. Atkinson, Timmons ville Township, Timmons ville, S. C.
 G. E. Conner, Cartersville Township, Cartersville, S. C.
 R. M. Thompson, Motts Township, Bethlehem, S. C.
 A. L. Armfield, McMillan Township, Lucile, S. C.
 B. J. Hyman, Cains Township, Hyman, S. C.
 E. B. Poston, Pee Dee or Hannah Township, Hannah, S. C.
 M. C. Collins, Effingham Township, Timmons ville, S. C., R. F. D.
 A. J. Coleman, Supervisor of Registration, *vice* J. H. Poston, resigned, Hyman, S. C.

GEORGETOWN COUNTY.

William H. Dorrell, County Auditor, appointed February 16, 1905.

E. M. Lucas, County Treasurer, appointed February 16, 1905.

MAGISTRATES.

J. J. Hucks, Georgetown, Georgetown, S. C.
 J. L. Haenel, Plantersville, Plantersville, S. C.
 C. W. Rosa, Santee, Annandale, S. C.
 St. J. M. Lachicotte, Waccamaw, Waverly Mills, S. C.
 W. J. L. Carter, Caweer Bay, Eddy, S. C.
 J. K. Bourne, Jr., Sampit, Sampit, S. C.
 William Porter, Black River, Harper, S. C.

GREENVILLE COUNTY.

L. R. Cox, Magistrate for Austin Township, *vice* W. J. Cox, appointed May 31, 1904.

Samuel Stradley, Magistrate, *vice* J. Walter Gray, resigned; September 20, 1904.

J. Walter Gray, Master, *vice* D. P. Verner, deceased, appointed September 16, 1904.

James A. Hendrix, Magistrate, *vice* G. W. Bramlett, resigned, appointed September 22, 1904.

William Scott, Magistrate for Dunklin Township, appointed October 26, 1904.

A. B. Harrison, Magistrate for Highland Township, *vice* J. L. Ballenger, resigned; appointed December 13, 1904.

J. W. Gray, Master, appointed February 15, 1905.

H. J. Southern, County Treasurer, appointed February 15, 1905.

W. P. Hicks, County Auditor, appointed February 15, 1905.

MAGISTRATES.

J. H. James, Chick Springs, Greers, S. C.

E. P. Raines, Chick Springs, Chick Springs, S. C.

G. P. Wood, Fairview, Fountain Inn, S. C.

Henry Carr, Grove, Piedmont, S. C.

A. H. Harrison, Highland, Tigerville, S. C.

J. D. Plumley, Glassy Mountain, Landrum, S. C.

G. W. Nicoll, Bates, Travelers' Rest, S. C.

W. D. Southern, Saluda, Lima, S. C.

W. T. Coleman, O'Neal, O'Neal, S. C.

John L. Green, Butler, Greenville, S. C.

James A. Hendricks, Butler, Batesville, S. C.

William F. Verdin, Austin, Mauldin's, S. C.

David P. Bates, Cleveland, Cleveland, S. C.

J. J. Dill, Paris Mountain, Montague, S. C.

T. B. McWhite, Gantt, Greenville, S. C., R. F. D. No. 6.

Samuel Stradley, Greenville, Greenville, S. C.

F. B. McBee, Greenville, Greenville, S. C.

George McCauley, Oak Lawn, Lickville, S. C.

SUPERVISOR OF REGISTRATION.

George Richardson, *vice* W. F. Verdin, resigned; Simpsonville, S. C.

GREENWOOD COUNTY.

MAGISTRATES.

N. L. Rice, Ninety-Six, S. C., appointed February 8, 1903; commissioned 10, 1903.

M. G. Austin, Greenwood, S. C., appointed February 8, 1903; commissioned 10, 1903.

N. G. Bowles, Coronaca, S. C., appointed February 9, 1903; commissioned 10, 1903.

W. W. Purdy, Verdery, S. C.

A. Frank Cook, Troy, S. C.

John Kennerly, Cokesbury, S. C.

J. M. Lanham, Cambridge, S. C.

J. N. Rambo, Kirksey, S. C.

T. J. Lyon, Longmires, S. C.

B. F. Matterson, Wares Shoals, S. C.

J. L. Wideman, Bradley, S. C.

HAMPTON COUNTY.

J. C. Langford, County Treasurer, appointed February 14, 1905.

J. J. Gooding, County Auditor, appointed February 14, 1905.

MAGISTRATES.

J. B. Brenicker, Peeples Township.

J. C. Dowling, Peeples Township.

Henry McTeer, Pocotaligo Township.

R. N. Daly, Lawton Township.

J. P. Long, Gorthe Township.

W. A. Sauls, Coosawhatchie Township.

C. C. Scoggins, Rabut Township.

HORRY COUNTY.

MAGISTRATES.

George T. Sessions, Conway Township, *vice* J. J. King, resigned, appointed May 11, 1904.

J. K. Johnson, Bayboro Township, to fill the unexpired term of J. T. Alford, resigned, appointed May 17, 1904.

KERSHAW COUNTY.

John J. Goodale, Auditor, to fill unexpired term of W. R. McCreight, deceased, appointed March 19, 1904.

L. A. Wittkowsky, Master, appointed February 10, 1905.

W. F. Russell, County Auditor, appointed February 15, 1905.

D. M. McCaskill, County Treasurer, appointed February 15, 1905.

MAGISTRATES.

H. H. Fincher, DeKalb Township, Camden, S. C.

J. T. Truesdel, Flat Rock, Westville, S. C.

N. S. Richards, Flat Rock, Liberty Hill, S. C.

L. W. Copeland, Buffalo Township, Bethune, S. C.
 Amos West, Buffalo Township, Timrod, S. C.
 C. P. Bowen, West Wateree Township, Blaney, S. C.
 Newton Kelly, West Wateree Township, Lugoff, S. C.

LEXINGTON COUNTY.

MAGISTRATES.

C. S. Bradford, First District, Lexington, S. C.
 T. E. Rauch, Second District, White Rock, S. C.
 J. E. Derrick, Third District, Leesville, S. C.
 W. R. Hildebrand, Fourth District, Swansea, S. C.
 J. M. Marchent, Fifth District, New Brookland, S. C.
 C. R. Rish, Sixth District, Pelion, S. C.

LEE COUNTY.

F. F. Herndon, Magistrate at Bishopville, to fill out unexpired term of J. C. Rhame, resigned, to take effect October 9, 1904, appointed September 15, 1904.

T. C. Perrin, County Treasurer, to succeed G. F. Parrott, resigned, to take effect October 14, 1904; appointed October 11, 1904.

C. W. Woodham, Auditor, Bishopville, S. C.

T. C. Perrin, Treasurer, Bishopville, S. C.

MAGISTRATES.

L. H. Peoples, Turkey Creek Township, Lucknow, S. C.
 T. B. Rhame, Lynchburg Township, Magnolia, S. C.
 R. F. Smith, St. Charles and Mount Clio Townships, St. Charles, S. C.
 J. T. Munnerlyn, Ionia and Spring Hill Townships, Smithville, S. C.
 J. P. Mazingo, Stokes Bridge and Cypress Townships, Stokes Bridge, S. C.

MEMBERS OF THE BOARD OF SUPERVISORS OF REGISTRATION.

E. F. Burroughs, Lamar, S. C.
 C. E. DuBose, Bishopville, S. C.
 D. C. Scarborough, Bishopville, S. C.
 M. P. Harris, Cypress, *vice* George E. DuBose, resigned.

LAURENS COUNTY.

MAGISTRATES.

G. T. Cook, Youngs Township, to succeed W. H. Thomason ; appointed December 31, 1904.

P. B. Ferguson, Jacks Township, appointed January 18, 1905.

W. W. Campbell, Waterloo Township, Waterloo, S. C.

R. R. Milam, Hunter Township, Clinton, S. C.

J. P. Elledge, Sullivans Township, Alma, S. C., R. F. D.

John M. Hudgens, Laurens Township, Laurens, S. C.

P. L. Hellams, Dials Township, Gray Court, S. C.

J. W. Donnon, Scuffletown Township, Laurens, S. C.

J. Q. Walker, Cross Hill Township, Cross Hill, S. C.

P. B. Ferguson, Jacks Township, Clinton, S. C.

LANCASTER COUNTY.

Geo. W. Phillips, Magistrate Gills Creek and Cane Creek Townships, appointed March 8, 1904.

L. J. Perry, Magistrate Lancaster Cotton Mills, *vice* G. W. Phillips, resigned, appointed December 17, 1904.

John A. Cook, County Auditor, appointed February 14, 1905.

W. C. Cauthen, County Treasurer, appointed February 14, 1905.

MAGISTRATES.

J. T. Cauthen, Kershaw, Kershaw, S. C.

Dennis K. Hall, Indian Land, Osceola, R. F. D. No. 1.

J. D. Griffin, Waxhaw, Van Wyck, S. C.

W. P. Caskey, Cane Creek and Gills Creek, Lancaster, S. C.

Wm. Carnes, Buford, Dwight, S. C.

J. J. Roberts, Flat Creek, Kershaw, R. F. D. No. 3.

H. W. Mobley, Pleasant Hill, Heath Springs, S. C.

W. F. Hudson, Cedar Creek, Dry Creek, S. C.

MARION COUNTY.

W. F. Norton, Magistrate, *vice* W. M. Davis, deceased, for Reaves Township ; appointed July 15, 1904.

S. C. Watson, Magistrate at Sellers, *vice* J. E. Butler, resigned ; appointed December 14, 1904.

MAGISTRATES.

D. J. Oliver, Marion, S. C.

J. D. Altman, Brittons Neck, S. C.

R. DeGette, Centenary, S. C.
 W. F. Norton, Mullins, S. C.
 E. F. Rogers, Nichols, S. C.
 S. C. Watson, Sellers, S. C.
 Tracy E. Fore, Fores, S. C.
 John A. Fore, Dillon, S. C.
 B. F. Edwards, Gaddy, S. C.
 S. L. Page, Campbellles Bridge, S. C.
 W. J. Stone, Carolina, S. C.
 C. L. Willis, Bingham, S. C.
 J. B. McCutcheon, Latta, S. C.

MARLBORO COUNTY.

J. P. Evans, Magistrate, *vice* W. W. Bruce, resigned; appointed November 17, 1904.

Chas. I. Sherrill, County Auditor, appointed February 9, 1905.

John H. Thomas, County Treasurer, appointed February 9, 1905.

MAGISTRATES.

Thos. L. Crosland, Bennettsville, Bennettsville, S. C.
 Christopher D. Easterling, Bennettsville, Bennettsville, S. C.
 Wm. W. Irby, Smithville Township, Smithville, S. C.
 Thoroughgood P. Stubbs, Brightsville Township, Brightsville, S. C.
 Hugh L. McLaurin, McColl, McColl, S. C.
 John P. Evans, Blenheim, Blenheim, S. C.
 W. J. Atkinson, Brownsville Township, Brownsville, S. C.
 John N. McColl, Clio, Clio, S. C.

NEWBERRY COUNTY.

W. W. Cromer, Newberry, S. C., Auditor.
 John L. Epps, Newberry, S. C., Treasurer.
 H. H. Rikard, Newberry, S. C., Master.

MAGISTRATES.

John H. Chappell, Newberry, S. C.
 W. C. Sligh, Jalapa, S. C.
 J. B. Smith, Longshore, S. C.
 J. W. Ropp, Old Town, S. C.
 B. B. Hair, Prosperity, S. C.
 P. B. Ellesor, Slighs, S. C.

W. F. Suber, Pomaria, S. C.

Chas. DeHihns, Township No. 3 (in place of Thos. P. Adams, the primary nominee, who has removed from the Township).

A. J. Holt, Whitmire, S. C., vice, F. W. Fant, resigned.

W. A. Counts, Little Mountain, S. C.

J. Chas. DeHihns, Township No. 3, *vice* Thos. P. Adams, resigned; appointed December 6, 1904.

C. G. Blease, appointed February 1, 1905.

ORANGEBURG COUNTY.

J. I. Valentine, Magistrate for the Fifth District, *vice* Kennerly, resigned; appointed November 14, 1904.

A. D. Fair, County Treasurer, appointed February 14, 1905.

T. M. McMichael, County Auditor, appointed February 14, 1905.

MAGISTRATES.

C. P. Brunson, First District, Orangeburg, S. C.

Wm. Paulling, Second District, St. Matthews, S. C.

J. W. R. Berry, Third District, Branchville, S. C.

A. D. Connors, Fourth District, Parlers, S. C.

J. I. Valentine, Fifth District, Cope, S. C.

D. S. Tyler, Sixth District, Norway, S. C.

A. B. Corbett, Seventh District, Springfield, S. C.

W. A. Johnson, Eighth District, North, S. C.

W. P. Shirer, Ninth District, Fort Motte, S. C.

D. B. Shanahan, Tenth District, Livingston, S. C.

OCONEE COUNTY.

A. P. Crisp, Magistrate, *vice* G. L. Wilson, resigned; appointed October 20, 1904.

W. J. Schroder, Treasurer, *vice* J. K. Kay, resigned; appointed November 19, 1904.

W. J. Schroder, County Treasurer, appointed February 13, 1905.

J. P. Keese, County Auditor, appointed February 13, 1905.

W. O. White, Master, appointed February 13, 1905.

MAGISTRATES.

A. P. Crisp, Walhalla, S. C.

S. H. Johns, Westminster, S. C.

C. C. Myers, Oakway, S. C.

D. V. Wright, Fair Play, S. C.

R. J. Vinson, Westminster, S. C.
 G. C. Arve, Long Creek, S. C.
 D. D. Alexander, Salem, S. C.
 J. B. Grant, Salem, S. C.
 P. A. Brown, West Union, S. C.
 Campbell Courteney, Newry, S. C.
 J. L. McCarley, Seneca, S. C.

PICKENS COUNTY.

J. F. Williams, Magistrate, Cateechee, appointed March 25, 1904.
 Austin Boggs, Magistrate at Calhoun, Fort Hill, S. C.; appointed August 17, 1904.
 S. Forest Keith, Magistrate, Pumpkintown Township, *vice* N. H. Chastian, resigned; appointed November 2, 1904.
 E. Foster Keith County Auditor, appointed February 11, 1905.
 H. W. Parr, County Treasurer, appointed February 11, 1905.

MAGISTRATES.

J. M. Jameson, Easley Township, Easley, S. C.
 W. C. O'Dell, Liberty, Liberty, S. C.
 C. G. Rowland, Central Township, Central, S. C.
 W. A. Boggs, Calhoun (in Central Township), Fort Hill, S. C.
 J. F. Williams, Cateechee Township, Cateechee, S. C.
 W. L. Morgan, Hurricane Township, Pickens, S. C., R. F. D.
 No. 1.
 E. C. Bowie, Eastatoee Township, Eastatoee, S. C.
 Forest Keith, Pumpkintown Township, Marietta, S. C., R. F. D.
 No. 2.
 W. H. Williams, Dacusville Township, Looper, S. C.
 J. F. Harris, Pickens Township, Pickens, S. C.

RICHLAND COUNTY.

E. H. Frost, Magistrate, Upper Township, appointed January 11, 1905.
 Jas. A. Clarkson, Magistrate, Lower Township, appointed January 28, 1905.
 S. I. Riley, Magistrate for Mill District and for Ward Five, appointed February 10, 1905.

MAGISTRATES.

E. A. Lorick, Waverly, Columbia, S. C.
 Hampton Jacobs, Killians, Killians, S. C.

E. H. Frost, Camp Ground, Columbia, S. C.
J. H. Cobb, Davis, Messers, S. C.
J. A. Clarkson, Hopkins, Hopkins, S. C.
W. T. Lucius, Garner's, Congaree, S. C.
John S. Scott, Eastover, Eastover, S. C.
J. E. Touchberry, Wateree, Wateree, S. C.
F. E. Williams, Gadsden, Gadsden, S. C.
B. Palmer McMaster, Columbia, S. C.
Robert Moorman, Columbia, S. C.

SUMTER COUNTY.

L. R. Williamson, Magistrate for the Sixth District, *vice* R. C. Folk, deceased, Providence, S. C.; appointed September 8, 1904.

Horace Harby, Jr., Magistrate for Sumter Court House, *vice* H. L. B. Wells, resigned; appointed November 18, 1904.

James Diggs Wilder, County Auditor, appointed February 17, 1905.

Timothy W. Lee, County Treasurer, appointed February 17, 1905.

MAGISTRATES.

H. H. Player, First District, Shiloh, S. C.
Geo. T. DeSchamps, Second District, Mayesville, S. C.
Horace Harby, Jr., Third District, Sumter, S. C.
John V. Ingram, Fourth District, Privateer, S. C.
Wm. J. Reese, Fifth District, Wedgefield, S. C.
Louis R. Williamson, Sixth District, Providence, S. C.

SPARTANBURG COUNTY.

T. A. Simmons, Magistrate at Enoree, Cross Anchor Township, *vice* E. B. Donald, resigned; appointed April 11, 1904.

J. H. Elledge, Magistrate at Landrum, *vice* E. C. Fair, resigned; appointed August 10, 1904.

J. J. Burnett, Master, appointed January 20, 1905.

W. L. Epps, County Treasurer, Spartanburg, S. C.

W. G. S. Oshields, County Auditor, Spartanburg, S. C.

MAGISTRATES.

A. H. Kirby, Spartanburg, S. C.
R. B. Paslay, Spartanburg, S. C.
M. P. Patton, Cross Anchor, S. C.
J. M. Smith, Dutchman, S. C.

J. M. Dean, Duncan, S. C.
 E. Potter, Cowpens, S. C.
 M. Hines, Paris, S. C.
 J. L. Berry, Spartanburg, R. F. D.
 W. T. B. Littlejohn, Boiling Springs, S. C.
 J. L. Poole, Campobello, S. C.
 B. B. Bishop, Inman, S. C.
 J. L. McWhorter, New Prospect, S. C.
 J. H. Elledge, Landrum, S. C.
 J. B. Bragg, Woodruff, S. C.
 S. M. Bagwell, Glendale, S. C.
 D. T. Gossett, Trough, S. C.
 T. A. Simmons, Enoree, S. C.
 D. H. Golightly, Campobello, R. F. D. No. 3.
 T. W. Wood, Pelham, S. C.

SALUDA COUNTY.

MAGISTRATES.

J. H. Etheredge, Saluda, S.C.
 Theophilus Dean, Big Creek, S. C.
 D. A. Simons, Wards, S. C.
 W. S. Smith, Batesburg, S. C.
 W. P. Allen, Silver Street, R. F. D.
 J. A. Temples, Saluda, R. F. D.

UNION COUNTY.

W. H. Barnes, Magistrate for Pinckney Township, appointed
 September 13, 1904.

J. H. Bartles, County Treasurer, appointed January 24, 1905.
 J. G. Farr, County Auditor, appointed January 24, 1905.

MAGISTRATES..

W. W. Johnson, Union, Union, S. C.
 B. G. Gregory, Santuc, Santuc, S. C.
 J. W. Bates, Jonesville, Jonesville, S. C.
 W. B. Ratchford, Fish Dam, Carlisle, S. C.
 S. B. Sims, Goshen Hill, Delta, S.C.
 L. P. Bogan, Bogansville, Gibbs, S. C.
 W. H. Howell, Buffalo Mills, Buffalo, S. C.
 J. W. Core, Cross Keys, Cross Keys, S. C.
 J. J. Spears, Pinckney, Kelton, S. C.
 W. H. Barns, Lockhart Mills, Lockhart, S. C.

WILLIAMSBURG COUNTY.

L. L. Rogers, Magistrate, *vice* W. J. Eaddy, resigned, March 14, 1904.

Robert R. Jeffares, Magistrate at Greeleyville, *vice* E. O. Limner, resigned, appointed October 3, 1904.

A. R. Mosely, Magistrate, *vice* T. E. Salters, resigned, appointed January 5, 1905.

R. K. Wallace, Magistrate, *vice* W. W. Grayson, deceased, appointed January 13, 1905.

W. P. Moore, Magistrate for Trio, appointed February 8, 1905

DARLINGTON COUNTY.

MAGISTRATES.

H. E. P. Sanders, Darlington, S. C.

John Floyd, Darlington, S. C.

J. W. Boykin, Lamar, S. C.

F. A. Miller, Hartsville, S. C.

E. T. Coker, Society Hill, S. C.

Edward T. Coker, Magistrate at Society Hill, *vice* D. L. Winters, resigned, appointed December 17, 1904.

R. F. Howle, County Treasurer, appointed February 16, 1905.

J. P. Mazingo, Jr., County Auditor, appointed February 16, 1905.

YORK COUNTY.

S. M. Faries, Magistrate at Kings Mountain Township, *vice* Jno. A. McMackin, resigned, appointed March 24, 1904.

J. L. Duncan, Magistrate for Bullocks Creek Township, *vice* W. S. Plaxco, deceased, appointed May 6, 1904.

W. B. Williams, Jr., County Auditor, *vice* W. B. Williams, deceased, to fill out unexpired term, appointed July 15, 1904.

John J. Hunter, County Auditor, appointed February 3, 1905.

H. A. D. Neely, County Treasurer, appointed February 3, 1905.

MAGISTRATES.

J. C. Comer, Yorkville Court House, Yorkville, S. C.

T. C. Beckham, Rock Hill, Rock Hill, S. C.

Jno. W. McElhaney, Fort Mill Township, Fort Mill, S. C.

S. M. Faries, Kings Mountain Township, Clover, S. C.

J. L. Duncan, Bullocks Creek Township, Sharon, S. C., R. F. D.

No. 1.

Amos. L. Nunnery, Bethesda Township, Ogden, S. C.

J. D. Boyd, Bethel Township, Yorkville, S. C., R. F. D.

T. B. Glenn, Ebenezer Township, Newport, S. C.

MEMBERS OF THE STATE BOARD OF EDUCATION FOR
SOUTH CAROLINA, APPOINTED APRIL 26, 1904.

W. K. Tate, First District, Charleston, S. C.

J. E. Boland, Second District, Langley, S. C.

D. W. Daniel, Third District, Clemson College, S. C.

A. G. Rembert, Fourth District, Spartanburg, S. C.

A. R. Banks, Fifth District, Lancaster, S. C.

B. J. Wells, Sixth District, Conway, S. C.

A. J. Thackston, Seventh District, Orangeburg, S. C.

Hartwell M. Ayer, *vice* B. J. Wells, resigned, Florence, S. C.;
appointed September 24, 1904.

At 4.45 P. M. the Senate returned to open session.

Mr. RAYSOR offered the following:

RESOLUTION.

Resolved, That the Honorable Speaker and Members of the House
of Representatives be invited to attend in the Senate Chamber at
5 P. M. for the purpose of ratifying Acts.

The motion was agreed to and the invitation sent to the House
accordingly.

MESSAGE No. 66.

In the House of Representatives.

Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it
accepts your invitation to attend in the Senate Chamber at 5 o'clock
P. M. this day, for the purpose of ratifying Acts.

Very respectfully,

M. L. SMITH,
Speaker of the House.

MESSAGE No. 67.

In the House of Representatives.

Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it
insists upon its amendments to

H. 581.—Ways and Means Committee: A Bill to make appropri-
ations to meet the ordinary expenses of the State Government for the
fiscal year commencing January 1, 1905.

Asks for a Committee of Conference, and has appointed Messrs. Harrison, Beamguard and Spivey of the Committee on the part of the House.

Very respectfully,

Received as information.

M. L. SMITH,
Speaker of the House.

MESSAGE No. 68.

In the House of Representatives.

Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has adopted the report of the Committee of Conference to

H. 268 (196).—Mr. Brice: A Bill to provide for the erection of a new jail and repair of the Court House in Fairfield County, and to appoint a Commission, whose duty it shall be to supervise the application of the funds arising from the sale or hypothecation of said bonds issued in aid of the erection of said jail and repair of said Court House.

And has appointed Messrs. McCants, Cothran, Niscolson, of the Committee of Free Conference on the part of the House.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 69.

In the House of Representatives.

Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it refuses to agree to the Senate amendments to

H. 416 (375).—Mr. Nash: A Bill to assign the present Circuit Judges to proper Circuits, in order to conform to the provisions of an Act entitled "An Act to divide the State into ten Judicial Circuits, and arrange the same."

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

FRIDAY, FEBRUARY 17, 1905.

575

MESSAGE No. 70.

In the House of Representatives.
Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has adopted the report of the Committee of Conference to

H. 417 (518).—Judiciary Committee: A Bill to assign the present Circuit Solicitors to the proper Circuits in order to conform to the provisions of an Act entitled "An Act to divide the State into ten Judicial Circuits, and arrange the same, and to provide for the election of Solicitors for the First and Ninth Circuits,"

And has appointed Messrs. Gaston, Brantley and Cothran of the Committee of Free Conference on the part of the House.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 71.

In the House of Representatives.
Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has adopted the report of the Committee of Free Conference to

H. 564 (S. 283).—Mr. Peurifoy: A Bill to enable the Supervisor and Treasurer of Colleton County to borrow funds with which to defray current expenses of said County for the year 1905, and to authorize the Supervisor to pledge the levy for ordinary County purposes for year 1905, to secure same with interest thereon.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 72.

In the House of Representatives.
Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has adopted the report of the Committee of Conference to

H. 471 (592).—Judiciary Committee: A Bill to provide for the holding Courts in the several Judicial Circuits, and arrange the same.

And has appointed Messrs. Nash, Fraser and McFadden as a Committee of Free Conference on the part of the House.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 73.

In the House of Representatives.
Columbia, S. C., February 16, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it adopts the report of the Committee of Free Conference on

H. 564 (S. 283.—Mr. Peurifoy): A Bill to enable the Supervisor and Treasurer of Colleton County to borrow funds with which to defray current expenses of said County for the year 1905, and to authorize the Supervisor to pledge the levy for ordinary County purposes for year 1905, to secure same with interest thereon.

Very respectfully,

M. L. SMITH,
Received as information. Speaker of the House.

MESSAGE No. 74.

In the House of Representatives.
Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has adopted the report of the Committee of Conference to

H. 212 (S. 10.—Mr. Blake): A Bill to authorize Patrick Calhoun, Augustine T. Smythe and Granville Beal, and their associates, successors, and assigns, to construct and maintain a dam or dams across the Savannah River, at or in the vicinity of Trotter Shoals, in the County of Abbeville, for the purpose of developing water power for commercial uses and for other purposes.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 75.

In the House of Representatives.
Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has concurred to the Senate amendments to

H. 470 (591).—The Ways and Means Committee: A Bill to raise supplies and make appropriations for the fiscal year commencing 1905.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 76.

In the House of Representatives.
Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has adopted the report of the Committee of Conference to

H. 581 (S. 437).—Ways and Means Committee, A Bill to make appropriations to meet the ordinary expenses of the State Government for the fiscal year commencing January 1, 1905.

And has appointed as a Committee of Free Conference Messrs. Moses, Lyon and Fraser, on the part of the House.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

RATIFICATION OF ACTS.

The Honorable the Speaker and Members of the House attended in the Senate Chamber at 5 P. M., when the following Acts were ratified:

H. 430.—Mr. D. O. Herbert (S. 429): An Act to reorganize the military forces of this State; to adopt and make of force a military code, and to provide penalties for the violation thereof, and to repeal all laws referring to the military forces not herein re-enacted.

H. 609.—Ways and Means Committee (S. 468): An Act to make appropriation for the payment of the per diem, mileage and stationary certificates of the Members of the General Assembly, the salaries of the subordinate officers and employees thereof, and other purposes herein named:

CONFERENCE COMMITTEE REPORT.

The Committee on Conference to whom was referred a Bill to make appropriation to meet the ordinary expenses of the State Government for the fiscal year commencing January 1st, 1905, respectfully report that they have considered the same, and have failed to agree, and ask for a Committee of Free Conference.

T. M. RAYSOR,

D. F. EFIRD,

On part of Senate.

JOHN R. HARRISON,

D. A. SPIVEY,

J. E. BEAMGUARD,

On part of House.

The report was adopted.

Whereupon the PRESIDENT appointed Messrs. Manning, Brice and Hardin, of the Committee of Free Conference on the part of the Senate, and a message was sent to the House accordingly.

The Committee on Free Conference to whom was referred Bill No. 288, a Bill to enable the Supervisor and Treasurer of Colleton County to borrow funds with which to defray current expenses of said County for the year 1905, and to authorize the Supervisor to pledge the levy for ordinary County purposes for year 1905, to secure the same with interest thereon, respectfully report that they have duly and carefully considered the same, and recommend:

1st. That the Senate concur in the House amendments.

2d. That all after the word "each" on line 7, Section 2, be stricken out and the following inserted in lieu thereof, "the first instalment shall be the sum of six thousand dollars; second, five thousand dollars, and the third in such sum as the said Supervisor and Treasurer may determine, not exceeding five thousand dollars.

WALTER H. WELLS,

A. H. WILLIAMS,

N. CHRISTENSEN, JR.,

On part of Senate.

J. S. J. FAUST,

M. C. BRANT,

M. W. WALKER,

On part of House.

The Report was adopted.

The Senate proceeded to the consideration of the Calendar.

H. 217 (69).—Mr. McMaster: A Bill to require corporations to audit claims of their employees within this State.

Mr. MAULDIN moved to continue the Bill to the next session.

The question was taken on agreeing to the motion of the Senator from Greenville, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Black, Blake, Butler, Hay, Hood, W. E. Johnson, Mauldin, McIver, Walker, Wells and Williams—11.

Nays—Messrs. Bivens, E. S. Blease, Brooks, Carpenter, Christensen, Dennis, Douglass, Earl, Hudson, Hydrick, Marshall, McGowan, McLeod, Raysor, Talbert, von Kolnitz and Warren—17.

So the motion was lost.

PAIR ANNOUNCED.

I am paired with Senator Johnson of Fairfield. If present he would vote "Aye," I would vote "Nay." COLE L. BLEASE.

The Bill was amended as follows:

On motion of Mr. HYDRICK:

Amend Bill 217 by striking out the title and inserting in lieu thereof the following:

"To make all debts due and to become due by corporations doing business in this State for labor or services rendered within this State by persons residing within this State due and payable within this State."

On motion of Mr. RAYSOR:

Amend No 217 by striking out after the enacting words and inserting in lieu thereof:

From and after the approval of this Act all debts due and to become due by all corporations doing business in this State to employees who reside in this State for labor or services rendered to such corporations within the limits of this State shall be deemed and held to be due as payable within this State.

The Bill passed its third reading and was ordered returned to the House with amendments.

H. 476 (152).—Mr. Morgan: A Bill to provide the age and time in which road duty shall be performed in this State, and to provide for and fix the amount of commutation tax in lieu thereof.

The Bill was read and amended as follows:

On motion of Mr. McIVER:

Amend Section 8, page 8, line 26, by striking out the word "two," and inserting the words and figures "one and one-fourth (1 $\frac{1}{4}$)."

On motion of Mr. HYDRICK:

1st. On line 9 of Section 2, strike out the words "while actually" and insert in lieu thereof the words "who may be," and after the word "college" on line 9 of Section 2 insert the following: "At the time when the commutation tax hereinafter provided for shall become due."

On motion of Mr. EARLE:

Strike out on page 2, line 18, "three" and insert "two."

Section 3, line 11, strike out "and fifty cents."

On motion of Mr. W. J. JOHNSON:

Amend Sec. 3, line 7, after the word "dollars" by adding the following: "which shall be expended by the Board of County Commissioners upon the public roads in the township from whence it was collected."

On motion of Mr. DENNIS:

Amend Section 8, page 2, line 5, by striking out the words "one dollar" immediately after the word Berkeley and insert in lieu thereof the words "two dollars."

On motion of Mr. EFIRD:

Page 2, line 17, between the words "days" and "Marion" insert the words, "if so much be necessary."

Section 8, line 13, strike out the word "county" and insert in lieu thereof the words "and Lexington counties."

The Bill then passed its third reading and was ordered returned to the House with amendments.

Mr. HOOD offered the following

RESOLUTION.

Resolved, That the Speaker and Members of the House of Representatives be invited to attend in the Senate Chamber at 9 o'clock to-night to ratify Acts.

The motion was agreed to and the invitation was sent to the House accordingly.

The PRESIDENT announced the following

APPOINTMENTS:

To investigate on litigation of Biennial Sessions of the Legislature,

Senator from Chesterfield,
Senator from Orangeburg,
Senator from Anderson.

To investigate the work of the Code Commissioner,
Senator from Marlboro.

To investigate the affairs of State Dispensary.
Senator from Hampton.

Commissioners to enquire into the Oyster and Fish Industries
of the State,

Senator from Beaufort,

Senator from Lee.

To examine the books and accounts of certain State officers,
Senator from Cherokee,

Senator from Union. •

To examine into the financial and physical condition of State
colleges,

Senator from Chester.

To examine the penal and charitable institutions of the State,
Senator from Greenwood.

At 6 o'clock, on motion of Mr. COLE L. BLEASE, the Senate
receded from business until 8 P. M.

NIGHT SESSION.

The Senate re-assembled at 8 p. m., and was called to order by
the President.

PAPERS FROM THE HOUSE.

The House sent the Senate the following:

H. 448 (S. 60)—Mr. Hydrick: A bill to enable municipal corporations or other corporations in this State engaged or about to engage in the business of supplying water for fire, sanitary, or domestic purposes, to condemn land, water rights and water privileges and other property for the purpose of establishing, maintaining, or extending waterworks systems, or for the purpose of securing a greater or better supply of water, or for the purpose of protecting the watersheds from contamination, or any conditions which may be a menace to the health of the community.

Returned with amendments: On motion of Mr. HYDRICK the Senate concurred in the House amendment; ordered that the title be changed to that of an Act, and it be enrolled for ratification.

H. 559 (S. 160)—Mr. Williams: A Bill authorizing the passage of ordinances by incorporated cities and towns and the promulgation of rules and regulations by the State Board of Health, to enforce and compel the vaccination and re-vaccination of

citizens and residents of the State of South Carolina, and prescribing the duties of certain officials and persons to that end, and providing certain penalties for failure, refusal, or neglect to comply with the provisions of the same.

Returned with amendments: On motion of Mr. Williams the Senate concurred in the House amendments; ordered that the title be changed to that of an Act and to be enrolled for ratification.

H. 618. (S. 414).—Mr. Earle: A Bill to ratify and confirm the charter of the Oconee Water, Light and Power Company, granted by the Secretary of State on the 2d day of December, 1904, and to confer additional powers on said company.

Returned with amendments: On motion of Mr. EARLE the Senate concurred in the House amendments; ordered that the title be changed to that of an Act and to be enrolled for ratification.

H. 616 (S. 349).—Mr. W. E. Johnson): A Bill to amend Section 1 of an Act entitled "An Act to further regulate the appointment and pay of State Constables, by striking out Section 681, in Vol. I., Code of Laws, 1902, page 271, and insert a Section in lieu thereof," approved 19th day of February, A. D. 1903, so as to increase the pay of State Constables.

Returned with amendments. On motion of Mr. Butler, the Senate concurred in the House amendments; ordered that the title be changed to that of an Act, and to be enrolled for ratification.

S. 100 (425).—Mr. Peurifoy: A Bill to amend Section 8091 and 8092, Civil Code, 1902, relating to legal notices by striking out the word "Colleton."

On motion of Mr. PEURIFOY the Senate concurred in the House amendments; ordered that the title be changed to that of an Act and it be enrolled for ratification.

S. 400 (H. 632).—Mr. McGowan: A Bill to incorporate the Reedy River Power Co.

Returned with amendments on motion of Mr. McGOWAN, the Senate concurred in the House amendment.

Ordered that the title be changed to that of an Act and it be enrolled for ratification.

S. 480 (644).—Mr. Stackhouse: A Concurrent Resolution to appoint a committee to examine the books, etc., of the State Dispensary.

Returned with concurrence.

Received as information.

S. 481 (648).—Mr. Marshall: A Concurrent Resolution as to the claim of the heirs of James A. Black, deceased.

Returned with concurrence.

Received as information.

MESSAGE No. 79.

In the House of Representatives,
Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has adopted the report of the Committee of Conference to

H. 416 (875).—Mr. Nash: A Bill to assign the present Circuit Judges to proper Circuits, in order to conform to the provisions of an Act entitled "An Act to divide the State into ten Judicial Circuits, and arrange the same," and has appointed as the Committee of Free Conference Messrs. Whaley, Morgan and Moses on the part of the House.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 80.

In the House of Representatives,
Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has concurred in the Senate amendments to

H. 152.—Mr. Morgan: A Bill to provide the age and time in which road duty shall be performed in this State, and to provide for and fix the amount of commutation tax in lieu thereof.

Unanimous consent was asked and obtained to offer the following amendments, and all of the amendments were unanimously agreed to.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 81.

In the House of Representatives,
Columbia, S. C. February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has concurred in the Senate amendments to

H. 69 (217).—Mr. McMaster: A Bill to require corporations to audit and pay claims of their employees within this State.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 82.

In the House of Representatives,
Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has concurred in the Senate amendments to

H. 116 (S. 475).—Mr. Toole: A Bill to amend an Act entitled an Act to encourage the establishment of Libraries in the public schools of the rural districts. Approved 18 February, 1904.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 83.

In the House of Representatives.
Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has adopted the report of the Committee of Free Conference to

H. 592 (S. 471).—The Judiciary Committee: A Bill to provide for the time for holding Courts in the several Judicial Circuits and to arrange the same.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 84.

In the House of Representatives.
Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has appointed as a Committee of Conference to

H. 416 (875).—Mr. Nash: A Bill to assign the present Circuit Judges to proper Circuits, in order to conform to the provisions of an Act entitled "An Act to divide the State into ten Judicial Circuits, and arrange the same."

Messrs. LAFITTE,
POLLOCK,
CLOY,

On the Part of the House.

Very respectfully,

M. L. SMITH,
Speaker of the House.

MESSAGE No. 85.

In the House of Representatives.
Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it accepts your invitation to attend, in the Senate Chamber, at 9 o'clock p. m. this day, for the purpose of ratifying Acts.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 86.

In the House of Representatives,
Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has adopted the report of the Committee of Free Conference

H. 607 (S. 264).—A Bill to fix the amount of the compensation to be paid to the County officers of the various Counties of the State.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 87.

In the House of Representatives,
Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has adopted the report of the Committee of Conference to

H. 209 (109).—Mr. Tribble: A Bill to amend an Act approved the 20th day of February, 1904, entitled "An Act to exempt soldiers and sailors from paying license," by striking out on the third printed line of said Act, the words, "who enlisted from this State," so that said Act when so amended shall read as follows. And has appointed as the Committee of Free Conference, Messrs. D. O. Herbert, Sellers and Saye on the part of the House.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 88.

In the House of Representatives,
Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it refuses to concur in Senate amendments to H. 69 (S. 217).—Mr. McMaster:

A Bill to require corporations to audit and pay claims of their employees within this State.

Very respectfully,

M. L. SMITH,
Speaker of the House.

The report was adopted, whereupon the PRESIDENT appointed Messrs Marshall and Raysor, of the Committee of Free Conference on the part of the Senate, and a message was sent to the House accordingly.

MESSAGE No. 89.

In the House of Representatives,
Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it concurs in the Senate amendments to

H. B. 469 (S. 460).—Mr. Lyon: A Bill to amend the law relating to Magistrates.

And the Bill having received three readings in both Houses, it was ordered that the title be changed to that of an Act, and that the Bill be enrolled for ratification.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 90.

In the House of Representatives,
Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has adopted the report of the Committee of Free Conference on H. 421 (S. 15).—Mr. Butler: A Bill to require railroad companies to construct, maintain and operate industrial sidetracks.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 91.

In the House of Representatives,
Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has adopted the report of the Committee of Free Conference to

H. 437 (581).—Ways and Means Committee: A Bill to make appropriations to meet the ordinary expenses of the State Government for the fiscal year commencing January 1, 1905.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 92.

In the House of Representatives,
Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has adopted the report of the Committee of Free Conference on

H. 417 (518).—Judiciary Committee: A Bill to assign the present Circuit Solicitors to the proper Circuits in order to conform to the

provisions of an Act entitled "An Act to divide the State into ten Judicial Circuits, and arrange the same, and to provide for the election of Solicitors for the First and Ninth Circuits.

And the Bill having received three readings in both Houses, it was ordered that the title be changed to that of an Act, and that the Bill be enrolled for ratification.

Very respectfully,

Received as information.

M. L. SMITH,
Speaker of the House.

MESSAGE No. 93.

In the House of Representatives,
Columbia, S. C., February 17, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has adopted the report of the Committee of Free Conference on

H. 592 (S. 471).—Judiciary Committee: A Bill to provide for the time for holding Courts in the several Judicial Circuits and to arrange the same.

Having received three readings in both Houses, it was ordered that the title be changed to that of an Act, and that the Bill be enrolled for ratification.

Very respectfully,

Received as information.

M. L. SMITH,
Speaker of the House.

REPORT OF CONFERENCE COMMITTEE.

The Committee, to whom was referred

Bill No. 416.—A Bill to assign the present Circuit Judges to proper Circuits, in order to conform to the provisions of an Act entitled "An Act to divide the State into ten Judicial Circuits, and arrange the same," respectfully report that they have failed to agree, and recommend that a Committee of Free Conference be appointed.

JNO. K. HOOD,
W. C. HOUGH,
On part of Senate.
W. P. POLLOCK,
E. T. LAFITTE,
On part of House.

The report was adopted.

Whereupon the PRESIDENT appointed Messrs. Manning, RAY-
sor and McLéod of the Committee of Free Conference on the part
of the Senate, and a message was sent to the House accordingly.

REPORT OF CONFERENCE COMMITTEE.

The Committee on Conference, to whom was referred

H. 518 (S. 417).—To assign the present Circuit Solicitors to the
proper Circuits, in order to conform to the provisions of an Act to
divide the State into ten Judicial Circuits, and arrange the same,
and to provide for the election of Solicitors for the First and Ninth
Circuits, respectfully report that they have duly and carefully con-
sidered the same, and fail to agree, and recommend the appoint-
ment of a Committee on Free Conference.

F. P. McGOWAN,

J. T. HAY,

On part of Senate.

D. McKAY FROST,

J. HARRY FOSTER,

G. L. TOOLE,

On part of the House.

The report was adopted.

Whereupon the PRESIDENT appointed Messrs. Bivens, Hy-
drick and Hay of the Committee of Free Conference on the part
of the Senate, and a message was sent to the House accordingly.

REPORT OF FREE CONFERENCE COMMITTEE.

The Committee on Free Conference, to whom was referred a Bill
to provide for the time for holding Courts in the several Judicial
Circuits, and to arrange the same, respectfully report that they have
carefully considered the same, and recommend:

1. That Section 2 of the written Bill be amended, on line 6, by
striking out the word "day," and inserting in lieu thereof the word
"Monday."

2. We further recommend that the Senate amendment to Section
3 be amended, so as to change the time for holding the Courts of
General Sessions in Bamberg, at the spring term, from the first
Monday in February to the third Monday in April; and also change
the time for holding the Courts of Common Pleas, at the same place,
from Wednesday following the first Monday in February to Wed-
nesday following the third Monday in April.

Also amend said amendment by changing the time for holding the Court of General Sessions in the spring term for the County of Barnwell, from the fourth Monday in March to the first Monday in March; and change the time for holding the Court of Common Pleas, at the same place, from Wednesday following the fourth Monday in March to Wednesday following the first Monday in March.

Also change the time for holding the summer term of the Court of General Sessions, in Bamberg, from the first Monday in June to the third Monday in June; and change the time for holding the Court of Common Pleas from Wednesday following the first Monday in June to Wednesday following the third Monday in June.

Also change the time for holding the Court of General Sessions at the summer term, for Hampton County, from the third Monday in June to the first Monday in June; and change the time for holding the Court of Common Pleas from Wednesday following the third Monday to Wednesday following the first Monday in June.

Also change the time for holding the summer term of the Court of General Sessions, for Barnwell, from the second Monday in July to the second Monday in June; and change the time for holding the Court of Common Pleas from Wednesday following the second Monday in July to Wednesday following the second Monday in June.

3. We recommend that Section 10 be amended by striking out all of the Senate amendment and inserting the following:

Section 10. The Circuit Courts of the Tenth Judicial Circuit shall be held as follows:

(a) The Court of General Sessions at Greenville, for the County of Greenville, on the fourth Monday in January, the first Monday in May and the first Monday in September; and the Court of Common Pleas, at the same place, on the fourth Monday in March, the first Monday in June and the second Monday in November.

(b) The Courts of General Sessions at Anderson, for the County of Anderson, on the second Monday in February, the third Monday in May and the third Monday in September; and the Courts of Common Pleas, at the same place, on the third Monday in March, the third Monday in June and the fourth Monday in October.

(c) The Courts of General Sessions at Pickens for the County of Pickens, on the third Monday in February, the fourth Monday in May and the fourth Monday in September; and the Courts of Common Pleas, at the same place, on the Wednesdays following said Mondays above named.

(d) The Courts of General Sessions at Walhalla, for the County of Oconee, on the first Monday in March, the fourth Monday in June and the second Monday in October; and the Courts of Common Pleas, at the same place, on the Wednesdays following the said Mondays above named.

4. We recommend that all the Senate amendments be concurred in except as above modified.

Respectfully submitted,

E. F. WARREN,

J. B. BLACK,

W. E. JOHNSON,

On the part of the Senate.

J. W. NASH,

A. F. McFADDIN,

T. B. FRASER,

On the part of the House.

The report was adopted, and a message was sent to the House accordingly.

REPORT OF CONFERENCE COMMITTEE.

The Committee on Free Conference, to whom was referred

A Bill (H. 518) to assign the present Circuit Solicitors to the proper Circuits, in order to conform to the provisions of an Act entitled "An Act to divide the State into ten Judicial Circuits, and arrange the same," and to provide for the election of Solicitors for the Eighth and Ninth Circuits, respectfully report that they have duly and carefully considered the same, and recommend that the Bill be amended as follows:

Strike out, in Section 2, line six, of Senate amendment, the words "and each," and insert in lieu thereof the words "the Solicitor of the Eighth Judicial Circuit;" and also by inserting after the word "annum," on line seven, Section 2, the words "and the Solicitor of the Ninth Judicial Circuit shall receive a salary of eighteen hundred dollars per annum."

J. D. BIVENS,

J. T. HAY,

D. E. HYDRICK,

On the part of the Senate.

THOS. F. BRANTLEY,

T. P. COTHRAN,

A. L. GASTON,

On the part of the House.

The report was adopted.

REPORT OF FREE CONFERENCE COMMITTEE.

The Committee on Free Conference, to whom was referred a Bill to require railroad companies to construct, maintain and operate industrial side tracks, respectfully report that they have duly and carefully considered the same, and recommend that the House recede from the amendment inserting the word "commercial" wherever it appears in the Bill, and further recommend that all other House amendments be accepted and agreed to, and recommend the following amendment be added at the end of House typewritten amendment pasted on page 2 of the engrossed copy of original Bill: "*Provided, further,* That before any railroad company shall be required to operate its cars over such track when so built, same shall have first been accepted by one or more of the Railroad Commissioners, and said Commissioners, one or more, are hereby required to inspect said side track within ten days after written notice that the same has been completed," and as so amended it do pass.

THOS. B. BUTLER,
COLEMAN L. BLEASE,
EDWARD McIVER,

On part of the Senate.

J. C. OTTS,
T. B. FRASER,
J. W. NASH,

On part of the House.

The report was adopted.

REPORT OF FREE CONFERENCE COMMITTEE.

The Committee of Free Conference to whom was referred

H. B. 268.—To provide for the erection of a new jail, etc., in Fairfield County, and to appoint a Commission to supervise same, respectfully report that they have duly and carefully considered the same, and have failed to agree.

EDWARD McCOLL,
WM. J. JOHNSON,
JAS. E. PEURIFOY,

On part of Senate.

JAMES G. McCANTS,
B. E. NICHOLSON,
T. P. COTHRAN,

The report was adopted.

REPORT OF COMMITTEE OF FREE CONFERENCE.

The Committee of Free Conference to whom was referred H. B. No. 109.—To amend an Act to exempt soldiers and sailors from paying license, respectfully report that they have duly and carefully considered the same, and report that they have failed to agree.

W. L. MAULDIN,

I. H. HUDSON,

J. S. BRICE,

On the part of the Senate.

D. O. HERBERT,

JOHN C. SELLER8,

M. P. TRIBBLE,

On the part of the House.

ENROLLED ACTS REPORTED.

Mr. HOOD, from the Committee on Enrolled Acts, reported the following Acts and Joint Resolutions as duly and correctly enrolled on report of Engrossing Department, and ready for ratification, to wit:

S. 61 (H. 558).—A Bill to amend Section 221, Volume 1, Code of Laws, 1902, relating to the forwarding of election returns.

S. 354 (H. 610).—A Bill to amend Section 1396, Code of Laws of South Carolina, Volume 1, 1902, relating to laying out streets and incorporated towns.

S. 397 (H. 601).—A Bill to amend Sections 4 and 6 of an Act to authorize the Trustees of Jonesville School District of Union County, to issue bonds for the purpose of erecting school buildings and equipping same, and purchasing a lot or lots.

S. 413 (H. 612).—A Bill for the further relief in territory in Marion County heretofore exempt from the stock law.

S. 413 (H. 637).—A Joint Resolution authorizing the Georgetown and Western Railroad Company to construct and maintain a bridge across the Sampit River, in Georgetown County.

S. 49 (H. 633).—A Bill to validate the last will and testament of Amanda S. Keigan.

S. 173 (H. 548).—A Bill to amend Section 2137, Volume 1, Code of Laws of South Carolina, 1902, in reference to notice of actions to be given by railroad corporations.

S. 39 (H. 422).—A Joint Resolution providing for the appointment of a Commission to examine into the terrapin, oyster and other

shell fish interest, belonging to the State and to report to the General Assembly suitable measures to adopt an order to develop said industry.

S. 134 (H. 521).—A Bill to provide for the resurvey and location of the boundary line between the Counties of Kershaw and Lancaster, in the State of South Carolina.

S. 138 (H. 151).—A Bill in reference to the duties of Chairman of Local Boards of Assessors and their compensation.

S. 282 (H. 563).—A Bill to relieve the sureties on the official bond of G. Raymond Berry late County Superintendent of Education of Marion County.

S. 403 (H. 604).—A Bill to authorize and require the rerunning and remarking a portion of the boundary line between this State and the State of North Carolina.

S. 116 (H. 593).—A Bill to preserve the game fish, shell fish and terrapin in and on the public lands and waters of the State, and provide a revenue therefrom for the benefit of the citizens of State.

S. 154 (H. 490).—A Bill to abolish the office of Township Commissioner in Barnwell County, and make the general law as to County Government and assessment of property for taxation applicable therein.

S. 360 (H. 622).—A Joint Resolution authorizing the Attorney General to mark satisfied a certain judgment against S. G. Mayfield and others, and the estates or legal representatives of E. M. Kennerly and J. W. Lancaster, now deceased.

S. 436 (H. 624).—A Joint Resolution to provide for payment of \$45.00 each to James Register and John A. Russell for fifteen days each extra, County Commissioners in 1904.

S. 363 (H. 599).—A Joint Resolution authorizing County Commissioners of Hampton County to sell property in Gillensville, where Court House was located.

S. 143 (H. 54).—A Bill to amend Sections 204 and 205 of the Criminal Code of Laws of South Carolina, prohibiting issuing and using of free passes.

S. 99 (H. 520).—A Bill to amend Section 562, Criminal Code, Volume 2, 1902, relating to appointment of County Dispenser.

S. 101 (H. 424).—A Bill to amend Section 305 of Code of Laws, Volume 2, South Carolina, relating to appointment of County Dispenser.

S. 56 (H. 274).—A Bill to provide for game wardens.

S. 37 (H. 215).—A Bill to amend Section 2735, Volume 1, Code of Laws, 1902.

S. 33 (H. 214).—A Bill to amend an Act entitled an Act to provide for charter fees for domestic building and loan associations.

S. 53 (H. 545).—A Bill to regulate the transporation of passengers on electric railways.

S. 147 (H. 479).—A Bill to require Clerks of Courts to keep a record of the names of all persons elected to any office within their County.

S. 59 (H. 276).—A Bill to provide enrollment in public night schools.

S. 90 (H. 444).—A Bill to fix and declare the liabilities of any corporation, firm or individual operating a relief department.

S. 17 (H. 260).—A Bill to amend Sections 265, 266, 272, 273 and 274 of Criminal Code of South Carolina, so as to apply to the provisions of the primary elections.

S. 78 (H. 427).—A Bill to amend Section 2859, of Volume 1, Code of Laws of 1902, relating to the survival or right of action.

S. 62 (H. 277).—A Bill to amend Section 2727, Civil Code, 1902, relating to salary of Chief Justice and Associate Justices of Supreme Court.

S. 153 (H. 455).—A Joint Resolution to relieve James D. Montgomery, County Treasurer of Marion County, and the Aetna and Indemnity Company, of Hartford, Conn., etc.

S. 82 (H. 443).—A Bill to punish the corrupt giving, offering, promising and receiving of gifts and gratuities.

S. 139 (H. 450).—A Bill to amend Section 430, Volume 1, of Code of Laws, of South Carolina, 1902, so as to further provide for collection of taxes, etc.

S. 131 (H. 448).—A Joint Resolution to authorize State Board of Health of South Carolina to regulate with the United States Government about quarantine stations.

S. 178 (H. 525).—A Joint Resolution to relieve W. E. Blue, County Treasurer of Marion County, and his sureties from liability on account of certain school certificates.

S. 260 (H. 570).—A Bill to punish the wilful and malicious taking, removing, etc., of brasses, etc., out of any journal, box or boxes of any locomotive, etc.

S. 266 (H. 572).—A Bill to amend an Act entitled an Act to provide corporations of towns of less than 1,000 inhabitants, etc.

S. 276 (H. 573).—A Bill to amend Section 1847, Civil Code of South Carolina, relating to issuance of certificates of stock.

S. 262 (H. 579).—A Bill to amend Section 1783, Code of Laws of South Carolina, Volume 1, relating to foreign corporations.

S. 183 (H. 544).—A Bill to amend Section 1079, Volume 1, Code of Laws, 1902, as to compensation of State Board of Pensioners.

S. 405 (H. 605).—A Bill to amend the law as to the election, powers and duties of the Trustees of Pine Grove School District.

S. 355 (H. 598).—A Bill to require Secretary of State to collect at least \$5.00 for a charter.

S. 258 (H. 560).—A Bill to fix the salary of the Judge of Probate of Kershaw, Chesterfield and Dorchester Counties.

S. 104 (H. 568).—A Joint Resolution to authorize and require the Comptroller General to draw his warrant on State Treasurer for \$7.80 in favor of William M. Copeland.

S. 402 (H. 603).—A Bill to authorize Samuel M. Orr and others to construct and maintain a dam or dams across Savannah River, etc.

S. 46 (H. 262).—A Bill to prevent the spread of contagious diseases.

S. 369 (H. 623).—A Bill to require the Southern Railway Company to open up eastern end of certain streets in Columbia to traffic.

S. 171 (H. 547).—A Bill to amend the law in relation to the names and locations of certain voting precincts in this State.

Respectfully report that they have duly and carefully considered the same, and find it correctly enrolled on report of Engrossing Department, and ready for ratification.

JNO. K. HOOD,

Chairman.

Columbia, S. C., February 17, 1905.

The Committee on Free Conference to whom was referred Bill No. S. 437 H. 581 to make appropriations to meet the ordinary expenses of the State Government, commencing January 1st, 1905, respectfully report that they have duly and carefully considered the same and recommend:

Section 2. Subdivision 18, line 4. after the word "month" insert "commencing January 1st, 1905."

Section 2. Subdivision 17: That the House concur in Senate amendment.

Section 4. That House concur in Senate amendment, striking out \$2500 and inserting in lieu thereof \$3000.

Section 7. Subdivision 80: That Senate receded from its amendment as to Efrid's Digest.

Section 7. Add as subdivision 48, as follows:

"For the purpose of purchasing land and building armory in accordance in 1905, seven thousand seven hundred and fifty dollars."

Section 7. Add as Subdivision 44, as follows:

"That the Commission for the Completion of the inside of the State House is hereby authorized to sell the old boilers not in use, and to use proceeds of sale in completing the work in their charge."

Section 7. Subdivision 38: Strike out Subdivision and insert in lieu thereof as follows:

"Twenty-five dollars to Charles J. Colcock, who should have received this amount under an Act to provide for the repair of artificial limbs for certain Confederate soldiers, and to pay certain of such money in lieu thereof, approved February 26th, 1905, same to be paid out of pension fund."

Section 8, strike out all relating to exhibits of a permanent nature, South Carolina Interstate and West Indian Exposition, and insert the same in Section 7, as Subdivision 45.

Section 5. That the Senate recede from its amendment increasing appropriation to South Carolina College.

RICHARD I. MANNING,
P. L. HARDIN,
J. S. BRICE,

Committee on part of Senate.
ALTAMONT MOSES,
J. FRASER LYON,
HUGER SINKLER,

Committee on part of House.

The report was adopted and a message sent to the House accordingly.

RATIFICATION OF ACTS.

The Honorable the Speaker and Members of the House of Representatives attended in the Senate Chamber, when the following Acts and Joint Resolutions were ratified:

S. 436 (H. 624).—A Joint Resolution to provide for payment of \$45.00 each to James Register and John A. Russell, for fifteen days each extra, County Commissioners in 1904.

S. 363 (H. 599).—A Joint Resolution authorizing County Commissioners of Hampton County to sell property in Gillensville, where Court House was located.

S. 143 (H. 54).—An Act to amend Sections 204 and 205, of the Criminal Code of Laws of South Carolina, prohibiting issuing and using of free passes.

S. 99 (H. 520).—An Act to amend Section 562, Criminal Code, Volume 2, 1902, relating to appointment of County Dispenser.

S. 101 (H. 424).—An Act to amend Section 305, of Code of Laws, Volume 2, South Carolina, relating to appointment of County Dispenser.

S. 56 (H. 274).—An Act to provide for game wardens.

S. 37 (H. 215).—An Act to amend Section 2735, Volume 1, Code of Laws, 1902.

S. 33 (H. 214).—An Act to amend an Act entitled an Act to provide for charter fees for domestic building and loan associations.

S. 53 (H. 545).—An Act to regulate the transportation of passengers on electric railways.

S. 147 (H. 479).—An Act to require Clerks of Courts to keep a record of the names of all persons elected to any office within their County.

S. 59 (H. 276).—An Act to provide enrollment in public night schools.

S. 90 (H. 444).—An Act to fix and declare the liabilities of any corporation, firm or individual operating a relief department.

S. 17 (H. 260).—An Act to amend Sections 265, 266, 272, 273 and 274 of Criminal Code of South Carolina, so as to apply to the provisions of the primary elections.

S. 78 (H. 427).—An Act to amend Section 2859, of Volume 1, Code of Laws of 1902, relating to the survival or right of action.

S. 62 (H. 277).—An Act to amend Section 2727 Civil Code, 1902, relating to salary of Chief Justice and Associate Justices of Supreme Court.

S. 171 (H. 547).—An Act to amend the law in relation to the names and locations of certain voting precincts in this State.

S. 158 (H. 455).—A Joint Resolution to relieve James D. Montgomery, County Treasurer of Marion County, and the Aetna and Indemnity Company, of Hartford, Conn., etc.

S. 82 (H. 443).—An Act to punish the corrupt giving, offering, promising and receiving of gifts and gratuities.

S. 139 (H. 450).—An Act to amend Section 430, Volume 1, Code of Laws of South Carolina, 1902, so as to further provide for collection of taxes, etc.

S. 131 (H. 448).—A Joint Resolution to authorize State Board of Health of South Carolina to regulate with the United States Government about quarantine stations.

S. 178 (H. 525).—A Joint Resolution to relieve W. E. Blue, County Treasurer of Marion County, and his sureties from liability on account of certain school certificates.

S. 260 (H. 570).—An Act to punish the wilful and malicious taking, removing, etc., of brasses, etc., out of any journal, box or boxes of any locomotive, etc.

S. 266 (H. 572).—An Act to amend an Act entitled an Act to provide corporations of towns of less than 1,000 inhabitants, etc.

S. 276 (H. 578).—An Act to amend Section 1847, Civil Code of South Carolina, relating to insurance of certificates of stock.

S. 262 (H. 579).—An Act to amend Section 1783, Code of Laws of South Carolina, Volume 1, relating to foreign corporations.

S. 188 (H. 544).—An Act to amend Section 1079, Volume 1, Code of Laws, 1902, as to compensation of State Board of Pensioners.

S. 405 (H. 605).—An Act to amend the law as to the election, powers and duties of the Trustees of Pine Grove School District.

S. 355 (H. 598).—An Act to require Secretary of State to collect at least \$5.00 for the

S. 258 (H. 560).—An Act to fix the salary of the Judge of Probate of Kershaw, Chesterfield and Dorchester Counties.

S. 104 (H. 568).—A Joint Resolution to authorize and require the Comptroller General to draw his warrant on State Treasurer for \$7.80 in favor of William M. Copeland.

S. 402 (H. 603).—An Act to authorize Samuel M. Orr and others to construct and maintain a dam or dams across Savannah River, etc.

S. 46 (H. 262).—An Act to prevent the spread of contagious diseases.

S. 369 (H. 623).—An Act to require the Southern Railway Company to open up eastern end of certain streets in Columbia to traffic.

S. 61 (H. 558).—An Act to amend Section 221, Volume I., Code of Laws 1902, relating to the forwarding of election returns.

S. 854 (H. 610).—An Act to amend Section 1896, Code of Laws of South Carolina, Volume I., 1902, relating to laying out streets and incorporated towns.

S. 397 (H. 601).—An Act to amend Sections 4 and 6, of An Act to authorize the Trustees of Jonesville School District, of Union

County, to issue bonds for the purpose of erecting school buildings and equipping same, and purchasing lot or lots.

S. 418 (H. 612).—An Act for the further relief in territory in Marion County heretofore exempt from the stock law.

S. 448 (H. 687).—A Joint Resolution authorizing the Georgetown and Western Railroad Company to construct and maintain a bridge across the Sampit River, in Georgetown County.

S. 49 (H. 633).—An Act to vest the right, title and interest of the State in and to certain property of Amanda S. Keigan, deceased, etc.

S. 178 (H. 548).—An Act to amend Section 2187, Volume I., Code of Laws of South Carolina, 1902, in reference to notice of actions to be given by railroad corporations.

S. 89 (H. 422).—A Joint Resolution providing for the appointment of a commission to examine into the terrapin, oyster and other shell fish interest, belonging to the State, and to report to the General Assembly suitable measures to adopt in order to develop said industry.

S. 184 (H. 521).—An Act to provide for the re-survey and location of the boundary line between the Counties of Kershaw and Lancaster, in the State of South Carolina.

S. 188 (H. 151).—An Act in reference to the duties of Chairman of Local Boards of Assessors and their compensation.

S. 282 (H. 568).—An Act to relieve the sureties on the official bond of G. Raymond Berry, late County Superintendent of Education of Marion County.

S. 408 (H. 604).—An Act to authorize and require the re-running and re-marking a portion of the boundary line between this State and the State of North Carolina.

S. 116 (H. 598).—An Act to preserve the game fish, shell fish and terrapin in and on the public lands and waters of the State, and provide a revenue therefrom for the benefit of the citizens of the State.

S. 154 (H. 490).—An Act to abolish the office of Township Commissioner in Barnwell County, and make the General law as to County government and assessment of property for taxation applicable therein.

S. 360 (H. 622).—A Joint Resolution authorizing the Attorney General to mark satisfied a certain judgment against S. G. Mayfield and others, and the estates or legal representatives of E. M. Kennedy and J. W. Lancaster, now deceased.

H. 589.—Ways and Means Committee (S. 458): An Act to authorize the town of Williston, in Barnwell County, to issue bonds in the sum of five thousand dollars for the purpose of erecting and maintaining an electric plant to furnish light for said town.

H. 578.—Judiciary Committee (S. 461): An Act to incorporate the Cherokee, Union and Spartanburg Railroad.

H. 143.—Mr. Green (S. 447): An Act to amend Section 631 of Chapter XXX., of Vol. II., Code of Laws of South Carolina, 1902, by creating a Township Deputy, defining his duties and providing his pay.

H. 387.—Barnwell Delegation (S. 197): An Act to abolish the office of Township Commissioner in Barnwell County, and make the general law as to County government and assessment of property for taxation applicable therein.

H. 440.—Mr. Haskell (S. 457): An Act to authorize the city of Columbia to dispose of a certain lot of land situated therein.

H. 537.—Mr. Fraser (S. 377): An Act to amend Section 993, of Vol. 1, of the Code of Laws of South Carolina, 1902, relating to Magistrates' books.

H. 557.—Judiciary Committee (S. 446): An Act to prohibit the unlawful manufacturing, selling, using or procuring of Confederate Crosses of Honor, and to provide a penalty for same.

H. 585.—Ways and Means Committee (S. 430): A Joint Resolution to provide for the appointment of two Members of the Senate and three Members of the House to examine certain offices.

H. 504.—Mr. Gibson (S. 453): An Act to provide for convenient depositories for common school books.

H. 206.—Mr. DeVore (S. 273): An Act to authorize and require the Supervisors of Registration for Edgefield, Cherokee, Darlington, Newberry and Chesterfield Counties to revise the registration books of said Counties, respectively, and to require the County Board of Commissioners of said Counties to pay for same.

H. 461.—Mr. McFaddin (S. 467): An Act to incorporate the Carolina Land Corporation of South Carolina.

H. 73.—Mr. Haskell (S. 216): An Act to establish a State Armory.

H. 91.—Mr. Kirby (S. 211): An Act to require the payment of certain pensions after death of claimant.

H. 468.—Mr. Bruce (S. 441): An Act to amend an Act entitled "An Act to regulate the practice of medicine in South Carolina, to provide for a State Board of Medical Examiners, and to define their

duties and powers," approved 27th day of February, A. D. 1904, as to time of meeting of the Board, and as to amount of license fee.

S. 161 (H. 523) : An Act to enable the Commissioners of the Sinking Fund to lend funds to the County Board of Commissioners of Lee County, etc.

H. 379 (S. 252) : An Act to authorize and empower the County Board of Commissioners for Williamsburg and Georgetown Counties to sell the poor house and farm of said Counties and to purchase another.

S. 353 (H. 574) : An Act to enable the Commissioners of the Sinking Fund to lend to the County Board of Horry County funds, etc.

S. 189 (H. 526) : A Joint Resolution to empower and require the Trustees of School District No. 5 to transfer four hundred dollars (\$400) of the surplus, to the Trustees of School District No. 22, of Fairfield County, etc.

S. 177 (H. 524) : A Joint Resolution to refund certain taxes to Mrs. Sarah E. Weeks, of Clarendon County.

The Senate proceeded to the consideration of the Calendar.

H. 419 (435).—Mr. Patterson: A Bill to establish an industrial school for boys, and to provide for its government and maintenance.

Mr. COLE L. BLEASE moved to continue the Bill to the next session.

After debate by Messrs. COLE L. BLEASE, BLACK, MAULDIN, HUDSON,

The question was taken on agreeing to the motion of the Senator from Newberry on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bivens, Black, Blake, C. L. Blease, Brown, Carpenter, Davis, Douglass, Hay, Hood, W. E. Johnson, Peurifoy, Talbert, Warren, Williams—15.

Nays—Messrs. Brice, Brooks, Christensen, Earle, Hardin, Holliday, Hudson, Hydrick, Manning, Marshall, Mauldin, McGowan, McLeod, Raysor, von Kolnitz—15.

The President voted "Nay" so the Senate refused to continue the Bill.

PAIRS ANNOUNCED.

I am paired with the Senator from Florence. Were he present he would vote Nay and I would vote Yea.

D. F. EFIRD.

Mr. E. S. Blease would vote "Aye," Mr. Butler would vote "Nay."

I am paired with the Senator from Cherokee; if he were present, he would vote No, I would vote I. W. C. HOUGH.

Mr. COLE L. BLEASE moved to reconsider the vote, whereby the Senate refused to continue the Bill. The motion was agreed to.

Mr. COLE L. BLEASE moved to continue the Bill.

The question was taken on agreeing to the motion of the Senator from Newberry on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs Bivens, Black, Blake, C. L. Blease, Brown, Davis, Douglass, Earle, Hay, Hood, Hough, Johnson, Peurifoy, Talbert, Warren, Williams—16.

Nays—Messrs Brice, Brooks, Carpenter, Christensen, Hardin, Holliday, Hudson, Hydrick, Manning, Marshall, Mauldin, McGowan, McLeod, Raysor, von Kolnitz—15.

So the motion was agreed to and the Bill continued.

Mr. MAULDIN called up

H. 215 (19).—Mr. Morgan: A Bill making certain offenses in primary elections misdemeanors, and prescribing penalties therefor.

Mr COLE L. BLEASE moved that the Senate adjourn.

The question was taken on agreeing to the motion of the Senator from Newberry on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Bivens, Black, Blake, C. L. Blease, Davis, Douglass, Efrid, Holliday, W. E. Johnson, McGowan, Peurifoy, Warren, Williams—13.

Nays—Brice, Brooks, Brown, Earle, Hardin, Hay, Hood, Hough, Hydrick, Mauldin, McLeod, Raysor, Talbert, von Kolnitz—14.

• So the motion was lost.

The Bill was amended as follows:

On motion of Mr. HAY:

Strike out Sec. 2 and Sec. 3.

Change Sec. 4 to Sec. 2.

Change Sec. 5 to Sec. 3.

The Bill passed its third reading and was ordered sent to the House with amendments.

H. 285 (79).—Mr. Richards: A Bill to encourage the erection of adequate school buildings.

Mr. EARLE moved to indefinitely postpone the Bill.

After debate by Messrs. EARLE, RAYSOR, BRICE, McLEOD and W. E. JOHNSON,

The question was taken on agreeing to the motion of the Senator from Oconee, on which the yeas and nays were demanded and taken, resulting as follows:

Yeas—Messrs. Bivens, Blake, Brice, Davis, Earle, Hood, Warren and Williams—8.

Nays—Messrs. C. L. Blease, Brooks, Brown, Carpenter, Christensen, Douglass, Efrd, Hardin, May, Holliday, Hough, Hydrick, W. E. Johnson, Mauldin, McLeod, Peurifoy, Raysor, Talbert and von Kolnitz—19.

So the motion was lost.

The Bill having received three readings in both Houses, it was ordered that the title be changed to that of an Act and it be enrolled for ratification.

H. 445 (271).—Mr. Nash: A Bill to authorize the Trustees of the School District of the city of Spartanburg to issue bonds for the purpose of erecting an additional school building and equipping same, and purchasing a lot or lots.

The Bill was amended as follows:

On motion of Mr. HYDRICK:

Amend Bill No. 445, add another Section, to be known as Section 7, as follows:

"Section 7. Said bonds shall be exempt from State, County and municipal taxation."

Amend Bill No. 445:

Strike out the word "twenty" between the words "exceeding" and "thousand," on line 3 of Section 1, and insert in lieu thereof the word "thirty," and strike out the figure "20" in the parenthesis following the word "dollars" and insert the figures "30." Strike out the word "twenty" between the word "exceeding" and the word "thousand," on line 7 of Section 3, and insert the word "thirty," and strike out the figures "20," in the parenthesis, next following the word "dollars" and insert the figures "30." Strike out the word "thirty," on line 10 of Section 3, and insert "twenty."

The Bill then passed its third reading, and was ordered returned to the House with amendments.

H. 449 (224).—Mr. Glover: A Bill to provide for assessing property in Beaufort County.

The Bill was read.

The Bill having received three reading in both Houses, it was ordered that the title be changed to that of an Act and to be enrolled for ratification.

ADJOURNMENT.

Mr. COLE L. BLEASE moved that when the Senate adjourn it adjourn to meet tomorrow at 9 A. M.

The motion was agreed to.

The Senate at 10.45 P. M., on motion of Mr. COLE L. BLEASE, adjourned.

SATURDAY, FEBRUARY 18, 1905.

The Senate assembled at 9 A. M., the hour to which it stood adjourned, and was called to order by the PRESIDENT.

The roll was called, and, a quorum answering to their names, the PRESIDENT announced the Senate ready to proceed to business.

The Clerk proceeded to read the Journal of yesterday, whereupon on motion of Mr. EFIRD, the further reading of the Journal was dispensed with.

PAPERS FROM THE HOUSE.

The House sent the Senate the following:

MESSAGE No. 94.

In the House of Representatives,
Columbia, S. C., February 18, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has concurred in the Senate amendments to

H. 215 (19).—Mr. Morgan: A Bill making certain offenses in primary elections misdemeanors, and prescribing penalties therefor.

And the Bill having received three readings in both Houses, it was ordered that the title be changed to that of an Act, and that the Bill be enrolled for ratification.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

JOURNAL OF THE SENATE,

MESSAGE No. 95.

In the House of Representatives,
Columbia, S. C., February 18, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has concurred in the Senate amendments to

H. 445 (271).—Mr. Nash: A Bill to authorize the Trustees of the School District of the City of Spartanburg to issue bonds for the purpose of erecting an additional school building and equipping same, and purchasing a lot or lots.

And the Bill having received three readings in both Houses, it was ordered that the title be changed to that of an Act, and that the Bill be enrolled for ratification.

Very respectfully,

M. L. SMITH.
Speaker of the House.

Received as information.

MESSAGE No. 96.

In the House of Representatives,
Columbia, S. C., February 18, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has adopted the report of the Committee of Free Conference to

H. 375 (S. 416).—Mr. Nash: A Bill to assign the present Circuit Judges to the proper Circuits in order to conform to the provisions of an Act entitled "An Act to divide the State into ten Judicial Circuits, and arrange the same."

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 97.

In the House of Representatives,
Columbia, S. C., February 18, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has appointed as the Committee of Conference to

H. 69 (S. 217).—Mr. McMaster: A Bill to require corporations to audit and pay claims of their employees within this State,

On the part of the House, Messrs. McMaster, Sanders and Hamel.

Very respectfully,

M. L. SMITH,

Received as information.

Speaker of the House.

MESSAGE No. 98.

In the House of Representatives,
Columbia, S. C., February 18, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has adopted the report of the Committee of Conference to

H. 69 (S. 217).—Mr. McMaster: A Bill to require corporations to audit and pay claims of their employees within this State.

Very respectfully,

M. L. SMITH,

Received as information.

Speaker of the House.

MESSAGE No. 99.

In the House of Representatives,
Columbia, S. C., February 18, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it accepts your invitation to attend in the Senate this day at 12 o'clock M., for the purpose of ratifying Acts.

Very respectfully,

M. L. SMITH,

Speaker of the House.

Received as information.

MESSAGE No. 100.

In the House of Representatives,
Columbia, S. C., February 18, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it has adopted the report of the Committee of Free Conference to

H. 416 (375).—Mr. Nash: A Bill to assign the present Circuit Judges to proper Circuits, in order to conform to the provisions of an

Act entitled "An Act to divide the State into ten Judicial Circuits, and arrange the same."

And the Bill having received three readings in both Houses, it was ordered that the title be changed to that of an Act, and that the Bill be enrolled for ratification.

Very respectfully,

M. L. SMITH,
Speaker of the House.

Received as information.

MESSAGE No. 101.

In the House of Representatives,
Columbia, S. C., February 18, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully transmits to your honorable body the following appointments:

1. A Committee to Examine into the Expenditures of Appropriations for State Educational Institutions (two members): Mr. Huger Sinkler, Mr. M. W. Walker.

2. A Committee (recommended by the Committee on State Hospital for the Insane) to Examine Accounts of Penal and Charitable Institutions (two members): Mr. J. M. Rawlinson, Mr. L. B. Etheredge.

3. A Committee to Examine and Check up the Books of the Dispensary (two members): Mr. P. B. Callison, Mr. John B. Watson.

4. A Committee to Contract for Supreme Court Reports (two members): Mr. LaFitte, Mr. Foster.

5. A Committee to Inquire into the Progress of the Code Commissioner (two members): Mr. Fishburne, Mr. Nash.

6. A Committee to Provide for the Examination of Books of Certain Officers, Treasurer, etc. (three members): Mr. Richards, Mr. Beamguard, Mr. Toole.

7. A Committee to Examine into the Terrapin and Oyster Industry (three members): Mr. Seabrook, Mr. Doar, Mr. Haskell.

8. A Committee to Investigate the Affairs of the Dispensary (four members): Mr. Gaston, Mr. Fraser, Mr. Lyon, Mr. Spivey.

Very respectfully,

TOM C. HAMER,
Clerk of the House.

EXECUTIVE SESSION.

The Senate then went into Executive Session.

On motion of Mr. MANNING, the seal of secrecy was removed from the proceedings of the Executive Session, so far as the same relates to appointments made by the Governor and confirmed by the Senate, and the same were ordered published in the Journal, to wit:

CONFIRMATION.

APPOINTMENTS BY GOVERNOR HEYWARD.

ABBEVILLE COUNTY.

W. T. Bradley, County Treasurer; appointed February 17, 1905.

ANDERSON COUNTY.

E. B. C. Snipes, Magistrate in Centreville (*vice* J. H. O'Neal, deceased); appointed October 20, 1904.

John G. Bramlett, Magistrate at Gluck Mills, Varennes Township; appointed December 22, 1904.

Arthur S. Porter, Magistrate, *vice* W. H. Bower, resigned; appointed May 31, 1904.

J. Pink Reid, member Board Supervisors of Registration, *vice* R. E. Parker, deceased; appointed May 31, 1904.

J. M. Payne, County Treasurer; appointed February 17, 1905.

G. N. C. Boleman, County Auditor; appointed February 17, 1905.

MAGISTRATES.

J. A. McAllister, Iva, S. C.

R. V. Acker, Williamston, S. C.

C. P. Kay, Belton, S. C.

John G. Bramlett, Anderson, R. F. D., S. C.

D. R. Greer, Honea Path, S. C., R. F. D.

A. G. Pinckney, Pelzer, S. C.

A. M. Guyton, Williamston, R. F. D.

J. H. Rainey, Starr, S. C., R. F. D.

J. P. Anderson, Anderson, S. C., R. F. D.

Preston E. Spoon, Iva, R. F. D.

John D. Sitton, Easley, S. C., R. F. D.

W. F. M. Fant, Townville, S. C.

James T. Hunter, Pendleton, S. C.
Arthur S. Porter, Piedmont, S. C.
C. F. Martin, Belton, R. F. D.
L. M. Wilson, Honea Path, S. C.
J. C. C. Featherstone, Anderson, S. C.
B. F. Wilson, Anderson, S. C.
A. N. Richardson, Septus, S. C.

BEAUFORT COUNTY.

H. C. Pollitzer, County Auditor; appointed February 17, 1905.
Gus Sanders, County Treasurer; appointed February 17, 1905.
Thos. Martin, Master; appointed February 17, 1905.

CHESTER COUNTY.

W. O. Guy, County Treasurer; appointed February 17, 1905.
I. McD. Hood, County Auditor; appointed February 17, 1905.

FAIRFIELD COUNTY.

M. B. Raines, Magistrate for 14th Judicial District, to fill the unexpired term of Walter Scott, deceased; appointed November 2, 1904.

A. Lee Scruggs, Treasurer (*vice* Hugh S. Wylie, resigned); appointed December 2, 1904.

E. F. Pagan, County Auditor; appointed January 27, 1905.

A. Lee Scruggs, County Treasurer; appointed January 31, 1905.

MAGISTRATES.

W. J. Keller, District No. 1, Wallings, S. C.
John D. Blair, District No. 2, Strothers, S. C.
E. M. Woodward, District No. 3, Woodward, S. C.
J. B. Stevenson, District No. 4, Winnsboro, S. C.
J. N. Caldwell, District No. 5, Blackstock, S. C.
A. W. Mathewson, District No. 6, Longtown, S. C.
T. M. Cathcart, District No. 7, Winnsboro, S. C.
P. C. Brown, District No. 8, Blythewood, S. C.
Jno. N. Lemaster, District No. 9, Ridgeway, S. C.
Samuel Cassels, District No. 10, Rockton, S. C.
C. A. Robinson, District No. 11, Jennings, S. C.
Joseph McMeekin, District No. 12, Jenkinsville, S. C.
E. H. Heins, District No. 13, Ridgeway, S. C.
M. B. Raines, District No. 14, Mitford, S. C.

FLORENCE COUNTY.

C. S. Lucas, County Treasurer ; appointed February 17, 1905.

H. L. Darr, County Auditor ; appointed February 17, 1905.

LAURENS COUNTY.

John H. Copeland, County Treasurer ; appointed February 17, 1905.

C. A. Power, County Auditor ; appointed February 17, 1905.

LEXINGTON COUNTY.

G. A. Derrick, County Auditor ; appointed February 15, 1905.

F. W. Shealy, County Treasurer ; appointed February 17, 1905.

RICHLAND COUNTY.

P. B. Spigner, County Treasurer ; appointed February 18, 1905.

W. H. Gibbes, County Auditor ; appointed February 18, 1905.

SALUDA COUNTY.

B. F. Webb, County Auditor ; appointed February 18, 1905.

H. B. White, County Treasurer ; appointed February 18, 1905.

T. L. Edwards, Master in Equity ; appointed February 18, 1905.

WILLIAMSBURG COUNTY.

G. W. Johnson, County Treasurer ; appointed February 17, 1905.

J. J. B. Montgomery, County Auditor ; appointed February 17, 1905.

The Senate returned to open session.

Mr. HOOD offered the following

RESOLUTION.

Resolved, That the Speaker and the Members of the House of Representatives be invited to attend in the Senate Chamber at 12 o'clock to-day to ratify Acts.

The Resolution was agreed to and a message sent to the House accordingly.

COMMITTEE OF THE WHOLE.

On motion of Mr. BROWN, the Senate resolved itself into Committee of the Whole, with Senator Mauldin in the chair.

Mr. BROWN offered the following

RESOLUTION:

1. *Resolved*, That the Senate desires to put on record its high appreciation of the ability, courtesy and dignity with which its President, the Hon. John T. Sloan, has discharged the difficult and delicate duties of his office.

2. *Resolved*, That the Senate tenders to the Hon. Richard I. Manning, its President *pro tem.*, its thanks for his able, courtly and efficient performance of the duties of the Chair.

3. *Resolved*, That the Senate extends to its said officers the assurance of the personal esteem of its members, and cherishes the earnest hope that they may long be spared to adorn the high positions which they have filled with so much distinction, and to illustrate in their public life the noblest virtues of the officer and citizen.

The Resolution was seconded by Messrs. COLE L. BLEASE and BLACK, and adopted by a rising vote.

Mr. BROWN offered the following

RESOLUTION:

1. *Resolved*, That it is the desire of the Senate to place on record its high appreciation of its efficient and courteous Clerk, Gen. Robt. R. Hemphill, for his valuable services in discharging the important and arduous duties of his office.

2. *Resolved*, That the thanks of the Senate are due, and are hereby tendered, to its Assistant Clerk, E. S. Dingle; Sergeant-at-Arms, J. F. Schumpert; Reading Clerk, W. H. Stewart; and the other officers and employees of the Senate, for their faithful and efficient performance of their duties, and extends to them its best wishes for their continued happiness and prosperity.

3. *Resolved*, That Messrs. Paul M. Brice and Lewis G. Wood, Jr., representatives of the press, are tendered the acknowledgment and thanks of the Senate for their fair and impartial reports of the proceedings of the Senate.

The Resolution was agreed to.

REPORTS OF COMMITTEES.

The Committee appointed to investigate and report upon the injury to one of the boilers connected with the heating plant of the State House, respectfully submit the following report:

The Commission met on the 25th day of January, of 1905, and organized by the election of Senator John K. Hood as Chairman and J. C. Tadlock as Clerk and Stenographer.

It was agreed to allow the Stenographer \$2.50 per day for his services, including typewritten copies of the testimony for each member of the Committee.

The Commission was in session parts of ten days and took a mass of testimony, which has been filed in the office of the Attorney General.

It appears from the testimony, and the Commission finds as facts, the following:

There are four boilers in the basement used for generating steam for heating purposes. These four boilers are connected with each other, in battery, as it is termed. On the evening of January 19th, 1905, they were in charge of the following employees: J. M. Fudge, E. J. Harrison and U. R. Brooks, Jr. Fudge and Brooks were employed by the State House Commission, and R. R. Lingley and Mathew Reagan were employed by the contractors, who were engaged in installing the plant. The heating plant had not been turned over and accepted by the State House Commission.

About 9 o'clock P. M., of January 19th, 1905, R. R. Lingley and U. R. Brooks, Jr., were in charge of the boilers. They banked the fire in all of the boilers in commission that day and left the basement. The door to the basement was left open, as it had been for several weeks. The next morning about 6 o'clock, Fudge, one of the employees, the fireman, went into the basement to fire up for the day. He found two or three gauges of water in the water gauge to the boiler engine, indicating that there was plenty of water in the boiler. He did not try the "try-cocks" on the side of the water gauge to confirm the indication in the water gauge. He then fired up the other three boilers, not intending to use the injured boiler that day. As soon as communicating water and steam from these boilers rushed into the injured boiler, streams of water flooded the fire and floor of the injured boiler and spread out upon the basement floor. Upon examination, it was found that the flues of the boiler were badly cracked, through which cracks the water and steam had rushed. It was found, also, that the water gauge cock was closed, which cut off communication between the boilers and the water gauge, causing the water in the water gauge to stand stationary therein, and giving a false indication as to the height of the water in the boiler. This he would have discovered if he tried the "try cocks."

If it be a fact that this water gauge cock was closed, as testified to by Fudge, and that the water in the boiler was low, this would lead to the suspicion that the blow-off cock had been opened and the water

allowed to run out of the boiler by some evil disposed person; the water gauge cock being closed to mislead the fireman as to the amount of water in the boiler. The Commission, however, has found no other evidence of ill design.

While the fireman was negligent in not using the additional precaution of trying the "try cocks," we do not think that such negligence was the cause of the injury. The cracks in the flue, with one exception, were horizontal and almost upon a common line. The opinion of experts is that they were caused by the receding of the water in the flues, and the effect of fire upon the flues not wholly covered by water. This probably occurred some hours before Fudge, the fireman, came on duty. The failure on his part to ascertain the height of water in the boiler and his allowing the water and steam from the other boilers to rush in, simply disclosed the accident that had occurred some hours before.

We have been unable to ascertain any evidence upon which to found a definite opinion that the accident was due to design.

We desire to impress upon the officer in charge of the property to take greater care in closing the approaches to the basement.

Respectfully submitted,	JNO. K. HOOD, THOS. G. McLEOD, On part of Senate. GEORGE E. PRINCE, T. B. FRASER, T. P. COTHRAN, On the part of the House.
The report was adopted.	

REPORT OF CONFERENCE COMMITTEE.

The Committee of Conference appointed on Bill No. 217 (Senate), beg leave to report that they recommend that the amendment submitted by the Senate be amended as follows: Strike out "or" and insert "and," on line 8, of amendment in manuscript.

J. Q. MARSHALL, T. M. RAYSOR, On part of Senate. PORTER A. McMASTER, J. W. HAMEL, C. P. SANDERS, On part of House.
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The report was adopted and a message sent to the House accordingly.

The Committee on Free Conference, to whom was referred a Bill to assign the present Circuit Judges to the proper Circuits in order to conform to the provisions of an Act entitled "An Act to divide the State into ten Judicial Circuits, and arrange the same," respectfully report that they have duly and carefully considered the same, and recommend that a new Section be added, to be known as Section 3, as follows:

"Sec. 3. That the Judge of the Ninth Circuit shall appoint a Stenographer of that Circuit, who shall receive a salary of sixteen hundred dollars per annum; and the Judge of the Tenth Circuit shall appoint a Stenographer for that Circuit, who shall receive a salary of twelve hundred dollars" per annum.

Amend by striking out the words "Section 3," and inserting in lieu thereof the words "Sec. 4."

Further recommend that the Senate amendment be agreed to.

T. M. RAYSOR,
THOS. G. McLEOD,
RICHARD I. MANNING,

On the part of the Senate.

R. S. WHALEY,
T. B. FRASER,
B. A. MORGAN,

On the part of the House.

The report was adopted and a message sent to the House accordingly.

The Committee on Enrolled Acts, to whom was referred

S. 10 (H. 212): A Bill to authorize Patrick Calhoun, Augustine T. Smythe, E. V. Calhoun and Granville Beal, and their associates, successors and assigns, to construct or maintain a dam or dams across the Savannah River at or in the vicinity of Trotter Shoals, in the County of Abbeville, for the purpose of developing water power for commercial uses and for other purposes.

S. 283 (H. 564): A Bill to enable the Supervisor and Treasurer of Colleton County to borrow funds with which to defray current expenses of said County for the year 1905, and to authorize the Supervisor to pledge the levy for ordinary County purposes, for the year 1905, to secure the same, with interest thereon.

S. 400 (H. 602): A Bill to incorporate Reedy River Power Company.

S. 160 (H. 559): A Bill authorizing the passage of ordinances by incorporated cities and towns and the promulgation of rules and reg-

ulations by the State Board of Health, to enforce and compel the vaccination and revaccination of citizens and residents of the State of South Carolina, and prescribing the duties of certain officials and persons for that end, and providing certain penalties for failure, refusal or neglect to comply with the provisions of the same.

S. 414 (H. 613): A Bill to ratify and confirm the charter of the Oconee Water, Light and Power Company, granted by the Secretary of State on the second day of December, 1904, and to confer additional powers on said company.

S. 349 (H. 616): A Bill to amend Section of an Act entitled "An Act to further regulate the appointment and pay of State Constables," by striking out Section 661, in Volume 1, Code of Laws, 1902, page 271, and insert a Section in lieu thereof, approved 19th February, A. D. 1903, so as to increase the pay of State Constables.

S. 60 (H. 488): A Bill to enable municipal corporations or other corporations in this State engaged or about to engage in the business of supplying water for fire, sanitary or domestic purposes to condemn land, water rights and water privileges, and other property for the purpose of establishing, maintaining or extending water works system, or for the purpose of securing a greater or better supply of water, or for the purpose of protecting the water sheds from contamination or any conditions which may be a menace to the health of the community.

S. 264 (H. 607): A Bill to fix the amount of the compensation to be paid to the County officers of the various Counties of the State.

S. 100 (H. 425): A Bill to amend Sections 3091 and 3092, Civil Code, 1902, relating to legal notices, by striking out the word "Colleton."

S. 15 (H. 421): A Bill to require railroad companies to construct, maintain and operate industrial side tracks.

S. 422 (H. 641).—Mr. Cole L. Blease: A Bill relating to the purchasing of a portrait of Chief Justice John Belton O'Neill,

Respectfully report the same properly enrolled and ready for ratification, as certified to by the Engrossing Department.

WALTER H. WELLS,
For Chairman of Committee.

RATIFICATION OF ACTS.

The Honorable the Speaker and Members of the House of Representatives attended in the Senate Chamber at 12 M., when the following Acts were ratified:

S. 10 (H. 212) : An Act to authorize Patrick Calhoun, Augustine T. Smythe, E. V. Calhoun and Granville Beal, and their associates, successors and assigns, to construct or maintain a dam or dams across the Savannah River at or in the vicinity of Trotter Shoals, in the County of Abbeville, for the purpose of developing water power for commercial uses and for other purposes.

S. 283 (H. 564) : An Act to enable the Supervisor and Treasurer of Colleton County to borrow funds with which to defray current expenses of said County for the year 1905, and to authorize the Supervisor to pledge the levy for ordinary County purposes, for the year 1905, to secure the same, with interest thereon.

S. 400 (H. 602) : An Act to incorporate Reedy River Power Company.

H. 641 (S. 422).—Mr. Cole L. Blease : A Joint Resolution relating to the purchasing of a portrait of Chief Justice John Belton O'Neill.

S. 160 (H. 559) : An Act authorizing the passage of ordinances by incorporated cities and towns and the promulgation of rules and regulations by the State Board of Health to enforce and compel the vaccination and revaccination of citizens and residents of the State of South Carolina, and prescribing the duties of certain officials and persons for that end, and providing certain penalties for failure, refusal or neglect to comply with the provisions of the same.

S. 414 (H. 613) : An Act to ratify and confirm the charter of the Oconee Water, Light and Power Company, granted by the Secretary of State on the second day of December, 1904, and to confer additional powers on said company.

S. 349 (H. 616) : An Act to amend Section of an Act entitled "An Act to further regulate the appointment and pay of State Constables by striking out Section 661, in Volume 1, Code of Laws, 1902, page 371, and insert a Section in lieu thereof, approved 19th February, A. D. 1903, so as to increase the pay of State Constables.

S. 60 (H. 488) : An Act to enable municipal corporations or other corporations in this State engaged or about to engage in the business of supplying water for fire, sanitary or domestic purposes to condemn land, water rights and water privileges, and other property for the purpose of establishing, maintaining or extending water works system, or for the purpose of securing a greater or better supply of water, or for the purpose of protecting the water sheds from contamination or any conditions which may be a menace to the health of the community.

S. 264 (H. 607) : An Act to fix the amount of the compensation to be paid to the County officers of the various Counties of the State.

S. 100 (H. 425) : An Act to amend Sections 3091 and 3092, Civil Code, 1902, relating to legal notices, by striking out the word "Colleton."

S. 15 (H. 421) : An Act to require railroad companies to construct, maintain and operate industrial side tracks.

H. 217 (69).—Mr. McMaster: An Act to require corporations to audit claims of their employees within this State.

H. 215 (18).—Mr. Morgan: An Act making certain offenses in primary elections misdemeanors, and prescribing penalties therefor.

H. 449 (224).—Mr. Glover: An Act to provide for assessing property in Beaufort County.

H. 476 (152).—Mr. Morgan: An Act to provide the age and time in which road duty shall be performed in this State, and to provide for and fix the amount of commutation tax in lieu thereof.

H. 475 (116).—Mr. Toole: An Act to amend an Act entitled "An Act to encourage the establishment of libraries in the public schools of the rural districts," approved the 18th day of February, 1904.

S. 422 (H. 641).—Mr. Cole L. Blease: An Act relating to the purchasing of a portrait of Chief Justice John Belton O'Neill.

H. 518.—Judiciary Committee (S. 417) : An Act to assign the present Circuit Solicitors to the proper Circuits in order to conform to the provisions of an Act entitled "An Act to divide the State into ten Judicial Circuits and arrange the same, and to provide for the election of Solicitors for the Ninth and First Circuits."

H. 470 (591).—Ways and Means Committee: An Act to raise supplies and make appropriations for the fiscal year commencing 1905.

H. 592.—Judiciary Committee (S. 471) : An Act to provide for holding Courts in the several Judicial Circuits, and arrange the same.

RECESS.

On motion of Mr. COLE L. BLEASE, the Senate, at 1.30 o'clock, took a recess until 3.30 o'clock.

AFTERNOON SESSION.

The Senate reassembled at 3.30 and was called to order by the PRESIDENT.

RESOLUTION.

Mr. COLE L. BLEASE moved that the Honorable Speaker and Members of the House of Representatives be invited to attend in the Senate Chamber at once for the purpose of ratifying Acts.

The motion was agreed to, and an invitation sent to the House accordingly.

PAPERS FROM THE HOUSE.

The House sent the Senate the following:

MESSAGE No. 102.

In the House of Representatives,
Columbia, S. C., February 18, 1905.

Mr. President and Gentlemen of the Senate:

The House respectfully informs your honorable body that it accepts your invitation to attend in the Senate Chamber at once, for the purpose of ratifying Acts.

Very respectfully,

M. L. SMITH,

Received as information.

Speaker of the House.

Mr. COLE L. BLEASE offered the following

RESOLUTION:

Resolved, That the thanks of the Senate are tendered to Mr. N. O. Pyles, for his efficient service as Mail Carrier of the Senate.

The Resolution was agreed to.

RATIFICATION OF ACTS.

The Honorable the Speaker and Members of the House of Representatives attended in the Senate Chamber, when the following Acts were ratified:

S. 437 (H. 581).—Ways and Means Committee: An Act to make appropriations to meet the ordinary expenses of the State Government for the fiscal year commencing January 1st, 1905.

H. 271 (S. 445).—Mr. Nash: An Act to authorize the Trustees of School District of the City of Spartanburg to issue bonds for the purpose of erecting an additional school building.

H. 375 (S. 416).—Mr. Nash: An Act to assign the present Circuit Judges to the proper Circuits in order to conform to the provisions of an Act entitled "An Act to divide the State into ten Judicial Circuits, and arrange the same."

H. 469.—Mr. Lyon (S. 460) : An Act to amend the law relating to Magistrates.

H. 79.—Mr. Richards (S. 285) : An Act to encourage the erection of adequate public school buildings.

H. 379 (484).—Mr. Cothran : An Act to incorporate Saluda River Power Company and to authorize said company to erect a dam or dams across Saluda River, in Pickens and Greenville Counties, for development of the power of said river and converting same into electrical power.

MESSAGE TO THE GOVERNOR.

On motion of Mr. WELLS, a Committee was appointed to wait upon the Governor and inform him that the Senate had disposed of all the business before it, and was now ready to adjourn *sine die*, and ascertain if he had any further communications to make.

Whereupon the PRESIDENT appointed Messrs. Wells, E. S. Blease and Efrid upon said Committee.

MESSAGE TO THE HOUSE OF REPRESENTATIVES.

On motion of Mr. HARDIN, the Clerk of the Senate was sent to inform the House of Representatives that the Senate had disposed of the business before it, and was ready to adjourn *sine die*.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

The Sergeant-at-Arms announced a message from the House, and Tom C. Hamer, Clerk of the House, appeared and announced that the House had disposed of the business before it, and was ready to adjourn *sine die*.

REPORT OF COMMITTEE.

Mr. WELLS, from the Committee to wait upon his Excellency the Governor, reported that the Committee had discharged the duty assigned them, and that the Governor had informed them that he would communicate with the Senate at once.

The Sergeant-at-Arms announced

MESSAGE FROM THE GOVERNOR.

Special Message No. 8, from his Excellency D. C. Heyward, Governor, was presented by Private Secretary J. E. Norment.

The message is as follows :

SPECIAL MESSAGE No. 8.

February 18, 1905.

To the Honorable the President and Members of the Senate:

I have the honor to notify your Honorable Body that I have approved:

An Act to make appropriations to meet the ordinary expenses of the State Government for the fiscal year commencing January 1, 1905.

And have approved

An Act entitled "An Act to raise supplies and make appropriations for the fiscal year commencing 1905."

And have also approved

An Act to make appropriations for the payment of the per diem, mileage and stationery certificates of the Members of the General Assembly, the salaries of the subordinate officers and employees thereof, and other purposes herein named.

Very respectfully,

D. C. HEYWARD, Governor.

ADJOURNMENT.

On motion of Mr. McLEOD, the Senate, at 4.05 P. M., adjourned *sine die*.

List of the Names and Postoffices

OF THE

Officers and Members of the Senate

OF THE

STATE OF SOUTH CAROLINA.

REGULAR SESSION COMMENCING JANUARY 10, 1905.

Officers of the Senate.

John T. Sloan, Lieutenant Governor, and *ex officio* President of the Senate, Columbia, S. C.

Richard I. Manning, President *pro tem.*, Sumter, S. C.

Robert R. Hemphill, Clerk, Abbeville, S. C.

Edward S. Dingle, Assistant Clerk, Charleston, S. C.

W. H. Stewart, Reading Clerk, Rock Hill, S. C.

J. F. Schumpert, Sergeant-at-Arms, Utopia, S. C.

A. M. Deal, Bill Clerk, Columbia, S. C.

J. K. Aull, Journal and Index Clerk, Newberry, S. C.

Rev. Walter I. Herbert, Chaplain, Columbia, S. C.

Roll of Members of the Senate.

Name.	Occupation.	Postoffice.
Lieut. Governor John T. Sloan, President.....	Lawyer	Columbia
ABBEVILLE.		
J. R. Blake, Jr.....	Manufacturer	Abbeville
AIKEN.		
W. E. Johnson.....	Lawyer	Aiken
ANDERSON.		
J. K. Hood.....	Lawyer	Anderson
BAMBERG.		
J. B. Black.....	Physician	Bamberg
BARNWELL.		
G. H. Bates.....	Lawyer	Barnwell
BEAUFORT.		
N. Christensen, Jr.....	Merchant and Editor....	Beaufort
BERKELEY.		
E. J. Dennis	Lawyer	Monck's Corner
CHARLESTON.		
George F. von Kolnitz, Jr.....	Lawyer	Charleston
CHEROKEE.		
T. B. Butler	Lawyer	Gaffney
CHESTER.		
P. L. Hardin.....	Farmer	Bascomville
CHESTERFIELD.		
Edward McIver.....	Lawyer	Cheraw

CLARENDON.

Name.	Occupation.	Postoffice.
C. M. Davis	Farmer and Merchant,	Davis Store

COLLETON.

J. E. Peurifoy	Lawyer	Walterboro
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DARLINGTON.

G. W. Brown	Lawyer	Darlington
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DORCHESTER.

J. D. Bivens	Merchant and Farmer....	Ravenel
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EDGEFIELD.

T. G. Talbert	Merchant and Farmer,	Parkville
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FAIRFIELD.

J. W. Johnson	Merchant	Ridgeway
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FLORENCE.

W. H. Wells	Lawyer	Florence
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GEORGETOWN.

LeGrand G. Walker	Lawyer	Georgetown
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GREENVILLE.

W. L. Mauldin	Real Estate Dealer....	Greenville
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GREENWOOD.

J. H. Brooks	Farmer	Cambridge
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HAMPTON.

E. F. Warren	Lawyer	Hampton
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HORRY.

G. J. Holliday	Farmer, Lawyer.....	Conway
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KERSHAW.

J. T. Hay	Lawyer	Camden
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LANCASTER.

W. C. Hough	Lawyer	Lancaster
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LAURENS.

Name.	Occupation.	Postoffice.
F. P. McGowan.....	Lawyer	Laurens

LEXINGTON.

D. F. Efrd	Farmer and Mill Man..	Lexington
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MARLBORO.

J. H. Hudson	Lawyer	Bennettsville
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MARION.

James Stackhouse	Stock-dealer	Marion
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NEWBERRY.

Cole L. Blease	Lawyer	Newberry
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OCONEE.

J. R. Earle.....	Lawyer	Walhalla
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ORANGEBURG.

Thomas M. Raysor	Lawyer	Orangeburg
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PICKENS.

C. H. Carpenter	Farmer	Easley
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RICHLAND.

J. Q. Marshall.....	Lawyer	Columbia
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SALUDA.

E. S. Blease.....	Lawyer	Saluda
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SUMTER.

R. I. Manning.....	Farmer	Sumter
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SPARTANBURG.

D. E. Hydrick.....	Lawyer	Spartanburg
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UNION.

J. T. Douglas	Farmer	Union
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WILLIAMSBURG.

A. H. Williams.....	Physician	Lake City
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YORK.

J. S. Brice.....	Lawyer	Yorkville
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Senate Appointments.

J. K. Aull, Newberry.....Journal and Index Clerk
J. F. Bobo, Spartanburg.....Doorkeeper
A. H. Booth, Newberry.....Clerk Judiciary Committee
Andrew Crawford, Jr., Columbia.....Keeper President's Room
E. V. Cullum, Jr., Batesburg.....Page
A. M. Deal, Columbia.....Bill Clerk
W. C. Evans, Elloree.....Doorkeeper
Abe Foster, Laurens.....Laborer
Wm. Haddon Johnson, Aiken.....Page
Alexander Kohn, Columbia....Clerk Committee on Railroads, Etc.
Marvin M. Mann, St. Georges.....Clerk Finance Committee
Albert Nance, Caldwell.....Laborer
N. O. Pyles, Columbia.....Mail Carrier
Jack Pressley, Edgefield.....Laborer
Peter Sanders, Centenary.....Doorkeeper

Standing Committees of the Senate.

AGRICULTURE.

J. T. Douglass, *Chairman*.
A. H. Williams.
R. I. Manning.
James Stackhouse.
P. L. Hardin.
C. H. Carpenter.
T. G. McLeod.
E. F. Warren.
G. J. Holliday.
C. M. Davis.
J. H. Brooks.
D. F. Efrid.

EDUCATION.

G. W. Brown, *Chairman*.
J. Q. Marshall.
T. M. Raysor.
W. E. Johnson.
D. E. Hydrick.
T. B. Butler.
Niels Christensen, Jr.
W. H. Wells.
E. S. Blease.

CLAIMS AND GRIEVANCES.

J. S. Brice, *Chairman*.
D. E. Hydrick.
J. R. Blake, Jr.
J. K. Hood.
J. E. Peurifoy.
T. B. Butler.
J. B. Black.
T. G. Talbert.
J. D. Bivens.

ENROLLED BILLS.

J. K. Hood, *Chairman*.
 J. E. Peurifoy.
 G. J. Holliday.
 W. J. Johnson.
 E. J. Dennis, Jr.
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 J. R. Earle.
 W. H. Wells.

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 C. H. Carpenter.
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 T. M. Raysor.
 F. P. McGowan.
 E. S. Blease.
 D. F. Efird.

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 T. G. McLeod.
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 James Stackhouse.
 P. L. Hardin.
 W. L. Mauldin.
 Niels Christensen, Jr.
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 P. L. Hardin.
 C. M. Davis.
 C. L. Blease.
 Geo. H. Bates.
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 J. B. Black.

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G. F. von Kolnitz, Jr.

J. K. Hood.

J. E. Peurifoy.

J. H. Brooks.

F. P. McGowan.

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J. K. Hood.

E. F. Warren.

C. H. Carpenter.

J. E. Peurifoy.

G. J. Holliday.

W. L. Mauldin.

Geo. H. Bates.

J. B. Black.

E. S. Blease.

T. G. Talbert.

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Jas. Stackhouse.

T. G. Talbert.

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J. R. Earle.

F. P. McGowan.

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J. K. Hood.

J. D. Bivens.

T. G. Talbert.

J. R. Earle.

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C. H. Carpenter.
G. F. von Kolnitz, Jr.
T. G. McLeod.
C. L. Blease.
E. J. Dennis.

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D. E. Hydrick.
Niels Christensen, Jr.
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G. J. Holliday.
J. S. Brice.
Jas. Stackhouse.
J. K. Hood.
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J. E. Peurifoy.
C. L. Blease.
W. J. Johnson.
W. H. Wells.
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 T. M. Raysor.
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 E. F. Warren.
 W. C. Hough.
 Edward McIver.
 T. B. Butler.
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 Jas. Stackhouse.
 C. L. Blease.
 Geo. H. Bates.
 J. H. Hudson.

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 J. H. Brooks.
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 E. J. Dennis.

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 D. F. Efrid.
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 T. G. Talbert.

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Edward McIver.
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T. G. McLeod.
Geo. H. Bates.

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E. F. Warren.
C. M. Davis.
C. H. Carpenter.
J. H. Brooks.

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C. L. Blease.
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J. R. Earle.
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C. H. Carpenter.
J. R. Blake.

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T. B. Butler.
J. K. Hood.
J. S. Brice.
Edward McIver.
Geo. W. Brown.
P. L. Hardin.
W. L. Mauldin.
W. H. Wells.
J. R. Earle.

List of the Names and Postoffices
OF THE
OFFICERS AND MEMBERS
OF THE
HOUSE OF REPRESENTATIVES
OF THE
STATE OF SOUTH CAROLINA.

REGULAR SESSION BEGINNING JANUARY 10, 1905.

Officers of the House.

Hon. M. L. Smith, Speaker, Camden, S. C.

Tom C. Hamer, Clerk, Bennettsville, S. C.

J. Wilson Gibbes, Assistant Clerk, Columbia, S. C.

John S. Withers, Reading Clerk, Chester, S. C.

J. S. Wilson, Sergeant-at-Arms, Lancaster, S. C.

Rev. R. N. Pratt, Chaplain, Columbia, S. C.

Roll of Members of the House.

Name.	Occupation.	Post Office.
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ABBEVILLE.

J. Fraser Lyon.....	Lawyer	Abbeville
John C. Lomax.....	Farmer	Lowndesville
James N. Nance.....	Farmer	Due West

AIKEN.

John R. Cloy.....	Lawyer	Graniteville
L. B. Etheredge.....	Physician	Wagener
G. L. Toole.....	Lawyer	Aiken
B. K. Keenan.....	Farmer	Windsor

ANDERSON.

Joshua W. Ashley.....	Farmer	Honea Path
George E. Prince.....	Farmer	Anderson
J. Belton Watson.....	Lawyer	Anderson
M. P. Tribble.....	Comm'r Confederate Rolls..	Anderson
J. A. Hall.....	Farmer	Anderson

BAMBERG.

S. J. Faust.....	Merchant	Denmark
E. T. LaFitte.....	Lawyer	Bamberg

BARNWELL.

M. A. Turner.....	Physician	Dunbarton
R. A. Gyles.....	Physician	Blackville
J. E. Harley.....	Lawyer	Barnwell

BEAUFORT.

Cornelius J. Colcock.....	Lawyer	Switzerland
W. N. Heyward.....	Lawyer	Hardeeville
Joseph Glover.....	Farmer	Grahamville

BERKELEY.

G. B. Davis..... Lawyer Bethera
 W. L. Parker..... Merchant and Planter.....Mt. Holly
 E. E. Ballentine..... Teacher Long Ridge

CHARLESTON.

D. McK. Frost..... Lawyer Charleston
 R. S. Whaley..... Lawyer Charleston
 Huger Sinkler Lawyer Charleston
 Duncan J. Baker..... Lawyer Charleston
 R. M. Lofton..... Lawyer and Farmer...McClellanville
 J. E. Herbert..... Paymaster Clyde S. S. Co..Charleston
 E. M. Seabrook..... Farmer Edisto Island
 O. A. Hamlin..... Farmer Mt. Pleasant

CHEROKEE.

J. C. Otts..... Lawyer Gaffney
 W. D. Kirby..... Farmer and Stock Dealer....Gaffney

CHESTER.

Paul Hemphill Lawyer Chester
 T. C. Strong..... Farmer Chester
 A. L. Gaston..... Lawyer Chester

CHESTERFIELD.

W. P. Pollock..... Lawyer Cheraw
 G. K. Laney..... Lawyer Chesterfield

CLARENDON.

R. S. DesChamps..... Farmer Pinewood
 D. L. Green..... Farmer Dunbarton
 D. J. Bradham..... Farmer Manning

COLLETON.

J. M. Walker..... Lawyer Walterboro
 W. C. Brant..... Farmer Getsinger
 W. J. Fishburne..... Lawyer Walterboro

DARLINGTON.

E. L. Gray.....	Farmer	Lydia
L. M. Lawson.....	Lawyer	Darlington
J. P. Kirven.....	Farmer	Dovesville

DORCHESTER.

J. S. Wimberly.....	Farmer	St. George
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EDGEFIELD.

J. W. DeVore.....	Lawyer	Edgefield
B. E. Nicholson.....	Lawyer	Edgefield

FAIRFIELD.

C. E. Ford.....	Farmer	Mitford
A. Homer Brice.....	Farmer	Woodward
J. G. McCants.....	Lawyer	Winnsboro

FLORENCE.

W. B. Gause.....	Farmer	Coward
Z. T. Kershaw.....	Lawyer	Timmons ville
J. H. Poston.....	Farmer	Hannah

GEORGETOWN.

M. W. Pyatt.....	Lawyer	Georgetown
J. W. Doar.....	Editor	Georgetown

GREENVILLE.

B. A. Morgan.....	Lawyer	Greenville
John J. Watson.....	Farmer	Travelers Rest
John R. Harrison.....	Farmer	Fountain Inn
T. P. Cothran.....	Lawyer	Greenville
L. O. Patterson.....	Lawyer	Greenville

GREENWOOD.

P. B. Callison.....	Farmer	Callison
J. F. Morrison.....	Farmer	Rileys
W. H. Yeldell.....	Farmer and Surveyor....	Greenwood

HAMPTON.

T. B. Whatley.....Physician Gillisonville
 G. M. Riley.....Farmer and MerchantBrighton

HORRY.

D. D. Harrellson.....Farmer Lois
 D. A. Spivey.....Banker Conway

KERSHAW.

M. L. Smith.....Lawyer Camden
 J. G. Richards, Jr.....Farmer Liberty Hill

LANCASTER.

J. W. Hamel.....Editor Kershaw
 J. Harry Foster.....Lawyer Lancaster

LAURENS.

W. C. Irby, Jr.....Lawyer Laurens
 R. D. Boyd.....Farmer Alma
 J. H. Miller.....Physician and Farmer.....Cross Hill

LEE.

R. H. Pittman.....R. R. Agent and Minister..Bishopville
 W. McD. Green.....Farmer Mechanicsville

LEXINGTON.

E. J. Etheredge.....Dentist and Farmer.....Leesville
 Paul E. Hutto.....Merchant and Farmer.....Swansea
 J. M. Epting.....Farmer New Brookland

MARION.

L. M. Gasque.....Merchant Marion
 G. A. Reaves.....Merchant Mullins
 John C. Sellers.....Farmer Sellers

MARLBORO.

D. D. McColl, Jr.....Lawyer Bennettsville
 W. W. Bruce.....Insurance Agent Blenheim
 J. P. Gibson.....Journalism Bennettsville

NEWBERRY.

F. W. Higgins..... Farmer & Real Estate Agt.. Newberry
 John W. Earhardt..... Newspaper Man Newberry
 John M. Taylor..... Dentist Newberry

OCONEE.

J. D. Sheldon..... Farmer.. R. F. D. No. 3, Westminster
 E. E. Verner..... Farmer Richland

ORANGEBURG.

D. O. Herbert..... Lawyer Orangeburg
 R. F. Dukes..... Farmer Orangeburg
 J. A. Banks..... Merchant and Farmer... St. Matthews
 E. L. Culler..... Farmer Raymond
 T. F. Brantley..... Lawyer Orangeburg

PICKENS.

T. J. Mauldin..... Lawyer Pickens
 Laban Mauldin Farmer Easley

RICHLAND.

J. M. Rawlinson..... Merchant and Farmer..... Congaree
 L. W. Haskell..... Lawyer Columbia
 Porter A. McMaster..... Lawyer Columbia
 A. D. McFaddin..... Lawyer Columbia

SALUDA.

W. A. Webb..... Farmer Payne
 George B. Lester..... Farmer Silver Street

SPARTANBURG.

C. P. Sanders..... Lawyer Spartanburg
 J. Wright Nash..... Lawyer Spartanburg
 M. W. Walker..... Merchant Glendale
 H. H. Arnold..... Farmer Woodruff
 W. J. Gibson..... Farmer Campobello
 K. D. Edwards..... Farmer Martinsville

SUMTER.

Altamont Moses.....Insurance Sumter
 T. B. Fraser.....Lawyer Sumter
 J. H. Clifton.....Lawyer Sumter

UNION.

H. C. Little.....Farmer Union
 L. J. Browning.....Farmer Union

WILLIAMSBURG.

W. L. Bass.....Lawyer Lake City
 J. S. Graham.....Farmer Morrisville
 Philip StollLawer and Editor.....Kingstree

YORK.

J. W. Ardrey.....FarmerFort Mill
 J. E. Massey.....Physician Rock Hill
 J. H. Saye.....Physician Sharon
 J. E. Beamguard.....Farmer Clover

anburg
 unburg
 endale
 xdruff
 obello
 tsville

HOUSE APPOINTMENTS.

Name.	Postoffice.	Employment.
Christie Benet.....	Columbia.....	Journal Clerk
S. B. Moore.....	Spartanburg.....	Bill Clerk
H. A. Moses.....	Sumter.....	Clerk Ways and Means Com.
Charles H. Barron.....	Columbia.....	Clerk Judiciary Com.
W. F. Norton.....	Mullins.....	Mail Carrier.
James N. Pearman.....	Honea Path.....	Keeper Speaker's Room
Malcomb Johnson.....	Ridgeway.....	Page
Stephen Richards.....	Liberty Hill.....	Page
Jack Patrick.....	Anderson.....	Page
Allen J. Culley.....	Columbia.....	Page
Ervin Batson.....	Greenville.....	Doorkeeper
John Blanche.....	Doorkeeper
J. A. Scott.....	Columbia.....	Doorkeeper
West Oliphant.....	Edgefield.....	Porter Judiciary Com.
Eli Goodwin.....	Congaree.....	Porter W. and M. Com.
Robert Chisolm.....	Walterboro.....	Laborer
George Edwards.....	Honea Path.....	Laborer
Robert Jenkins.....	Gadsden.....	Laborer
Robert Caldwell.....	Laborer
Middleton Washington.....	Columbia.....	Laborer

ENGROSSING DEPARTMENT.

SOLICITORS.

Name.	Postoffice.
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T. S. Sease	Spartanburg, S. C.
J. E. Davis	Barnwell, S. C.
P. T. Hildebrand	Orangeburg, S. C.
J. E. Boggs	Pickens, S. C.
J. K. Henry	Chester, S. C.
John S. Wilson	Manning, S. C.
George Bell Timmerman	Lexington, S. C.

CLERKS IN ENGROSSING DEPARTMENT.

Name.	Postoffice.
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Mrs. Esther S. Jenkins	Beaufort, S. C.
Miss Mabel Hearon	Bishopville, S. C.
Miss Anna E. Miles	Marion, S. C.
Miss Lula Fletcher	Kershaw, S. C.
Miss Adalize Thorne	Blackstock, S. C.
Mrs. Rose Patton Hoke	Spartanburg, S. C.
Miss Lillian Verner	Walhalla, S. C.
Miss Armida Moses	Sumter, S. C.
Miss Epp Blake	Spartanburg, S. C.
Miss Frances Aiken	Greenville, S. C.
Mr. Thomas H. Peebles	Barnwell, S. C.
Mr. C. H. Foster	Jonesville, S. C.
Mr. H. C. Summer, Jr.	Anderson, S. C.
Mr. R. R. Stuckey	Florence, S. C.
Mrs. G. H. Koon	Peak, S. C.
Miss Hattie Hodges	Greenwood, S. C.
Miss Dosia Werts	Johnston, S. C.
Mr. J. W. Derrick	Leesville, S. C.
Mr. J. C. Lybrand	New Brookland, S. C.
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Miss Susie Boon	Warrenville, S. C.

Miss Louise Yeldell Greenwood, S. C.
Miss Lulie Hunt Newberry, S. C.
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Miss Nettie Brunson Orangeburg, S. C.
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W. P. Pollock.
G. L. Toole.
D. D. McColl, Jr.
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C. P. Sanders.
T. P. Cothran.
Paul Hemphill.
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Thomas F. Brantley.
J. W. Nash.
W. J. Fishburne.
J. C. Otts.
J. H. Foster.
J. R. Cloy.
A. D. McFaddin.
L. M. Lawson.
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J. E. Harley.

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P. B. Callison.
George E. Prince.
J. Fraser Lyon.
D. A. Spivey.

B. E. Nicholson.
K. D. Edwards.
J. W. Ardrey.
J. A. Banks.
W. L. Bass.
L. J. Browning.
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W. L. Bass.

Porter A. McMaster.

D. J. Bradham.

T. J. Mauldin.

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J. C. Lomax.

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W. McD. Green.

J. P. Kirven.

Laban Mauldin.

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Paul Hemphill.

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Z. T. Kershaw.

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Altamont Moses.
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Joshua W. Ashley.
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J. E. Herbert.
E. J. Etheredge.
John W. Earhardt.
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E. T. LaFitte.
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G. R. Reaves.
Paul E. Hutto.

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M. W. Pyatt.
W. L. Bass.
L. B. Etheredge.
J. H. Saye.
A. H. Brice.
J. M. Epting.
T. B. Whatley.

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M. A. Turner.
J. H. Miller.
L. B. Etheredge.
Ryan A. Gyles.
W. L. Parker.
J. R. Harrison.
L. O. Patterson.

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E. J. Etheredge.

M. W. Walker.
W. N. Heyward.
G. B. Lester.
O. A. Hamlin.

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J. A. Hall.
J. H. Miller.
J. N. Nance.

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R. D. Boyd.
W. C. Brant.
C. S. Ford.

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C. S. Ford.
J. W. Doar.
D. A. Spivey.
W. W. Bruce.
M. P. Tribble.
T. J. Mauldin.
J. C. Sellers.
J. C. Otts.

DISPENSARY.

A. L. Gaston, Chairman.
J. G. Richards, Jr.
D. J. Baker.
W. L. Bass.
W. B. Gause.
R. F. Dukes.
D. L. Green.
J. E. Massey.
W. J. Fishburne.

PRIVILEGES AND ELECTIONS.

W. H. Yeldell, Chairman.
D. J. Baker.
T. C. Strong.
T. J. Mauldin.
L. M. Gasque.
Porter A. McMaster.
M. W. Walker.

PUBLIC PRINTING.

J. W. Doar, Chairman.
D. O. Herbert.
J. W. Hamel.
J. W. Earhardt.
J. P. Gibson.
W. N. Heyward.
Philip Stoll.
A. D. McFaddin.
E. M. Seabrook.

ENROLLED ACTS.

D. D. McColl, Jr., Chairman.
A. L. Gaston.
J. W. Doar.
Paul Hemphill.
J. P. Gibson.
J. W. Nash.
J. W. Hamel.
J. F. Lyon.

OFFICES AND OFFICERS.

W. B. Gause, Chairman.
W. D. Kirby.
J. S. Wimberly.
J. J. Watson.
J. M. Walker.
M. A. Turner.
W. L. Parker.
J. N. Nance.
J. H. Poston.

CLAIMS.

H. C. Little, Chairman.
E. L. Culler.
George B. Davis.
J. A. Banks.
J. E. Herbert.
J. W. Nash.
B. E. Nicholson.
J. N. Nance.
J. S. J. Faust.
Altamont Moses.

ACCOUNTS.

R. M. Lofton, Chairman.
K. D. Edwards.
Joseph Glover.
H. H. Arnold.
R. D. Boyd.
A. H. Brice.
J. R. Cloy.
L. M. Lawson.
J. W. Nash.
G. R. Reaves.
J. F. Lyon.

SPECIAL COMMITTEES OF THE HOUSE.

COMMITTEE TO EXAMINE INTO THE EXPENDITURES
OF APPROPRIATIONS FOR STATE EDUCATIONAL
INSTITUTIONS.

Huger Sinkler.
M. W. Walker.

COMMITTEE (RECOMMENDED BY THE COMMITTEE
ON STATE HOSPITAL FOR THE INSANE) TO EX-
AMINE ACCOUNTS OF PENAL AND CHARI-
TABLE INSTITUTIONS.

J. M. Rawlinson.
L. B. Etheredge.

COMMITTEE TO EXAMINE AND CHECK UP THE BOOKS
OF THE DISPENSARY.

P. B. Callison.
John B. Watson.

COMMITTEE TO CONTRACT FOR SUPREME COURT
REPORTS.

E. T. LaFitte.
J. Harry Foster.

COMMITTEE TO INQUIRE INTO THE PROGRESS OF
THE CODE COMMISSIONER.

W. J. Fishburne.
J. W. Nash.

COMMITTEE TO PROVIDE FOR THE EXAMINATION OF
BOOKS OF CERTAIN OFFICERS, TREASURER, ETC.

J. G. Richards, Jr.
J. E. Beamguard.
G. L. Toole.

COMMITTEE TO EXAMINE INTO THE TERRAPIN AND
OYSTER INDUSTRY.

E. M. Seabrook.
J. W. Doar.
L. W. Haskell.

COMMITTEE TO INVESTIGATE THE AFFAIRS OF THE
DISPENSARY.

A. L. Gaston.
T. B. Fraser.
J. Fraser Lyon.
D. A. Spivey.

THE

E. C. RYAN

MISSIE

NOV
1906

SENATE RESOLUTIONS.

January 10:

By MR. RAYSOR—

Resolved, That so much of the Message of his Excellency the Governor as relates to the Public Debt, to Revenues and Expenses, and all other matters pertaining to Taxation and Finance, be referred to the Committee on Finance.

That so much thereof as relates to the Colleges and Common Schools, to the Institution for the Education of the Deaf, Dumb and Blind, and other educational matters, be referred to the Committee on Education.

That so much as relates to the Hospital for Insane, be referred to the Committee on Penal and Charitable Institutions.

That so much as relates to the Courts, to Biennial Sessions, and all references to legal matters, be referred to the Committee on the Judiciary.

That so much as relates to Public Highways, be referred to the Committee on Roads, Bridges and Ferries.

That so much as relates to the Phosphate Interests, be referred to the Committee on Mines and Mining.

That so much as relates to the Railroad Commission, be referred to the Committee on Railroads.

That so much as relates to the Militia and Pensions, be referred to the Committee on Military.

That so much as relates to the State Board of Health, be referred to the Committee on Medical Affairs.

That so much as relates to the State Penitentiary, be referred to the Committee on Penitentiary.

That so much as relates to the State Dispensary, be referred to the Committee on Dispensary.

That so much as relates to the Department of Immigration, be referred to the Committee on Immigration.

That so much as relates to the State Geologist, be referred to the Committee on Mines and Mining.

That so much as relates to State Records, be referred to the Committee on Legislative Library.

That so much as relates to Agriculture, the State Agricultural Society, Silk Culture, Forest Preservation and Fish and Oyster Preservation, be referred to the Committee on Agriculture.

That so much as relates to the State House, be referred to the Committee on Public Buildings.

January 10:

By MR. RAYSOR—

Resolved, That the Rules of the Senate adopted for the session of 1904 be adopted to govern this body for the present session.

January 10:

By MR. PEURIFOY—

Resolved, That the State Printer be instructed to furnish two hundred and fifty copies of the Journals and Calendars.

January 12:

By MR. BROWN—

Resolved, That the Bill to amend an Act entitled "An Act to amend Section 1731, Vol. 1, Code of Laws South Carolina, 1902, so as to reduce tobacco warehouse charges," approved the 1st day of March, 1904, so as to restore the charges changed by said Act, which was referred to the Committee on Judiciary, be recalled and referred to a Special Committee consisting of the Senators from Darlington, Marion, Florence, Clarendon, Horry and Williamsburg.

January 12:

By MR. McLEOD—

Resolved, That the matter of purchasing a new carpet for the lobby be referred to the Committee on Public Buildings.

January 18:

By MR. COLE L. BLEASE—

Resolved, That the Resolution (S. 7) to investigate the management of the State Dispensary, as adopted, be engrossed before being sent to the House of Representatives.

January 21:

By MR. McLEOD—

Resolved, That the House of Representatives be invited to attend in the Senate Chamber at 12.20 o'clock to-day (January 21), for the purpose of ratifying Acts.

January 23:

By MR. HOOD—

Resolved, That the Speaker and the Members of the House of Representatives be invited to attend in the Senate Chamber at 12 o'clock noon, on the 2d instant, for the purpose of ratifying Acts.

January 26:

By MR. HAY—

Be it resolved, That the Sergeant-at-Arms of the Senate be, and he is hereby, instructed forthwith to procure a new carpet and lay the same on the floor of the lobby of the Senate Chamber.

February 1:

By MR. BROWN—

Resolved, That the Senator from Marlboro be placed on the following Standing Committees: Judiciary, Finance and Privileges and Elections.

February 2:

By MR. HOOD—

Resolved, That the Speaker and the Members of the House of Representatives be invited to attend in the Senate Chamber at 12.30 o'clock P. M., on the 2d inst., for the purpose of ratifying Acts.

February 3:

By MR. BROWN—

Whereas, the Senate has learned with profound sorrow of the death of the Honorable E. J. Dennis, late Senator from the County of Berkeley; and

Whereas, it is desired that fitting tribute be paid his memory; now, therefore, be it

Resolved by the Senate of the State of South Carolina, That Tuesday, February 7th instant, at 1.30 P. M., be set apart for the purpose of paying respect to the memory of the deceased Senator.

February 7:

By MR. CHRISTENSEN—

Resolved, That the Honorable the Speaker and the Members of the House of Representatives be invited to attend in the Senate Chamber at 1.30 P. M. this day, for the purpose of ratifying Acts.

February 7:

By MR. MAULDIN—

Resolved, That the Sergeant-at-Arms be authorized to purchase and place sand upon the walks approaching the Capitol upon the east side thereof, the same to be paid for out of the Contingent Fund of the Senate.

February 8:

By MR. McIVER—

Resolved, That the report of the Committee appointed to investigate the offices of the Treasurer, Comptroller General, Sinking Fund

Commission and the Secretary of State, as well as the communication of the Secretary of State, be referred to the Finance Committee, with leave to report by Bill, Joint Resolution or otherwise as they may deem expedient.

February 8:

By MR. EARLE—

Resolved, That an invitation be sent to the House of Representatives inviting it to attend in the Senate Chamber at 12 o'clock M., Thursday, February 9, 1905, for the purpose of ratifying Acts.

February 10:

By MR. BROWN—

Resolved, That the memorial services in relation to the late Senators McCall, of Marlboro, and Dennis, of Berkeley, fixed by Special Order for Saturday, the 11th instant, at 1 o'clock and 1.30 o'clock, respectively, be deferred until Wednesday next, at the same hours.

February 13:

By MR. EARLE—

Resolved, That the Honorable Speaker and Members of the House of Representatives be invited to attend in the Senate Chamber at 1.30 P. M., this day, for the purpose of ratifying Acts.

February 13:

By MR. EARLE—

Resolved, That the Honorable the Speaker and Members of the House of Representatives be invited to attend in the Senate Chamber at 9 o'clock this evening, to ratify Acts.

February 14:

By MR. McIVER—

Resolved, That a Committee, composed of three Members of the Senate, be appointed by the President, to investigate and report to the next session of the General Assembly what amendments to the Constitution and Statutes of this State will be necessary and proper to provide for biennial sessions of the Legislature, together with such Bills and Resolutions as may be necessary and proper to enact the same.

February 15:

By MR. HUDSON—

Whereas, the Hon. Charles S. McCall, late Senator from Marlboro, departed this life on the 31st day of December last, to whose

memory it is proper that this Senate should pay tribute ; therefore,

Be it resolved by the Senate,

First. That in the death of our late colleague, the Senate has lost the services of a faithful, efficient and influential member, respected, esteemed and beloved by those associated with him in the grave and responsible duties of legislation.

Second. That we should emulate his example in unfaltering fidelity to duty, patient and diligent labor as Senator, in his sterling integrity and unsullied reputation in public life, and in his constant endeavor to legislate for the welfare of all the people of the State.

Third. That while we deeply lament his untimely death, we recognize it as a solemn duty to submit without murmur to the decree of an all-wise Providence.

Fourth. That these Resolutions be entered upon the Journal of the Senate, and a page of the Journal be inscribed to the memory of our deceased brother.

Fifth. That we tender to the family of our lamented brother Senator our heart-felt sympathy, and direct the Clerk of the Senate to forward to them an engrossed copy of these Resolutions.

Sixth. As a further token of respect to the deceased, that this Senate do now adjourn.

February 15:

By MR. BROWN—

Whereas, the Senate has learned with profound sorrow, the death of the late Senator E. J. Dennis, of Berkeley County ; and whereas, it is desired to pay fitting tribute to his memory ; therefore, be it

Resolved, That in appreciation of his noble worth, generous character and valuable services to the State, this Senate do enter upon its Journal as a permanent record this tribute of respect, and that a page of the Journal, suitably inscribed, be dedicated to his memory.

Be it further *Resolved*, That a copy of these Resolutions, suitably engrossed, be transmitted by the Clerk of the Senate to the family of the deceased Senator.

Be it further *Resolved*, That as a further mark of respect, this Senate do now adjourn.

February 16:

By MR. MAULDIN—

Resolved, That from and after to-day all speeches upon questions before the Senate, for the remainder of the session, shall be limited to five minutes.

February 17:

By MR. HOOD—

Resolved, That the Speaker and the Members of the House of Representatives be invited to attend in the Senate Chamber at one o'clock to-day, to ratify Acts.

February 17:

By MR. RAYSOR—

Resolved, That the Honorable Speaker and Members of the House of Representatives be invited to attend in the Senate Chamber at 5 P. M., for the purpose of ratifying Acts.

February 17:

By MR. HOOD—

Resolved, That the Speaker and Members of the House of Representatives be invited to attend in the Senate Chamber at 9 o'clock to-night, to ratify Acts.

February 18:

By MR. HOOD—

Resolved, That the Speaker and Members of the House of Representatives be invited to attend in the Senate Chamber at 12 o'clock to-day, to ratify Acts.

February 18:

By MR. BROWN—

1. *Resolved*, That the Senate desires to put on record its high appreciation of the ability, courtesy and dignity with which its President, the Hon. John T. Sloan, has discharged the difficult and delicate duties of his office.

2. *Resolved*, That the Senate tenders to the Hon. Richard I. Manning, its President *pro tem.*, its thanks for his able, courtly and efficient performance of the duties of the Chair.

3. *Resolved*, That the Senate extends to its said officers the assurance of the personal esteem of its members, and cherishes the earnest hope that they may long be spared to adorn the high positions which they have filled with so much distinction, and to illustrate in their public life the noblest virtues of the officer and citizen.

February 18:

By MR. BROWN—

1. *Resolved*, That it is the desire of the Senate to place on record its high appreciation of its efficient and courteous Clerk, Gen. Robt.

R. Hemphill, for his valuable services in discharging the important and arduous duties of his office.

2. *Resolved*, That the thanks of the Senate are due, and are hereby tendered, to its Assistant Clerk, E. S. Dingle; Sergeant-at-Arms, J. F. Schumpert; Reading Clerk, W. H. Stewart; and the other officers and employees of the Senate, for their faithful and efficient performance of their duties, and extends to them its best wishes for their continued happiness and prosperity.

3. *Resolved*, That Messrs. Paul M. Brice and Lewis G. Wood, Jr., representatives of the press, are tendered the acknowledgment and thanks of the Senate for their fair and impartial reports of the proceedings of the Senate.

February 18:

By MR. COLE L. BLEASE—

Resolved, That the thanks of the Senate are tendered to Mr. N. O. Pyles, for his efficient service as Mail Carrier of the Senate.

SENATE CONCURRENT RESOLUTIONS.

A CONCURRENT RESOLUTION

To Investigate the State Dispensary.

Be it resolved by the Senate, the House of Representatives concurring:

SECTION 1. That a Joint Committee, consisting of three Senators and four Members of the House of Representatives, be appointed by the presiding officers of the respective Houses to investigate the affairs of the State Dispensary.

SEC. 2. That said Committee be, and is hereby, empowered to send for papers and persons, to swear witnesses, to require the attendance of any parties whose presence shall be deemed necessary, to appoint an expert accountant and stenographer, and to investigate all transactions concerning said Dispensary and its management, and to make testimony either within or without the State, and shall have access at all times during their service to all the books and vouchers and other papers of said institution, especially in investigating the following facts:

(a) Whether or not it is a fact that houses represented by agents who are near relatives of the members of the Board of Directors, receive large orders at each purchase.

(b) Is it a fact that members of the Board of Directors are, or have been, agents for certain wholesale houses from which large purchases are made?

(c) Is it a fact that parties to whom large orders are given are not wholesale dealers but brokers, and that the orders are filled by third persons, thus making the State pay the commissions of the middleman?

(d) Was it necessary to purchase the large quantity of liquors ordered in December, 1904, to fill demands and especially the new and fancy goods purchased which is unknown to the trade?

(e) Are the extraordinary heavy purchases made necessary to the best business interest of the Dispensary system?

(f) What is the financial standing of the business, and is it run on the best principles for the interest of the law as originally passed and amended?

(g) Is it a fact that the State, through the Dispensaries, is violating the Constitution of 1895, in that it is selling whiskey in less quantities than one-half of one pint?

(h) Is it a fact that the State is selling 5's in case goods to its customers and charging them for one quart?

(i) Is it a fact that certain agents are traveling over the State and offering special inducements to County Dispensers to "push" certain brands of liquors, and, if so, is it a fact known to the members of the State Board of Directors?

(j) Is it a fact that certain requirements of the law are dispensed with by the County Dispensers by order of, or by the consent of, the members of the State Board of Directors?

(k) Has the whiskey which has been recently purchased been ordered out from the dealer, or is it held in reserve for future delivery?

(l) What is the indebtedness of the Dispensary for liquors which have been bought but not delivered?

(m) And any and all other matters relating to the management of the State Dispensary, and of any official or person in relation thereto.

(n) Is it, or not, a fact that excessive freights have been paid to railroads for transporting liquors into the State, when said liquors could have been shipped into the State by water at less cost to the State?

(nn) Whether there is any warrant of law or authority for the establishment and conduct of what is commonly known as "Beer Dispensaries," as they are now and have been conducted.

SEC. 3. That said Committee may at any time they may deem it advisable call to their assistance any of the State officers or employees of the State Dispensary, whose duty it shall be to render the said Committee any reasonable service that may be required of them within the scope of its functions as prescribed by these Resolutions.

SEC. 4. That the said Committee shall convene as soon after the adjournment of this session of the General Assembly as practical, and shall organize by electing one of their number as Chairman, and shall report its findings to the next session of the General Assembly. That said Committee shall receive the same per diem and mileage as members of the General Assembly, and that the sessions of said Committee be open to the public.

SEC. 5. That nothing herein contained shall be construed to deny the said Committee the power to apply at any time to the General

Assembly for such other power and authority as the circumstances arising during this investigation may seem to require.

SEC. 6. That said Committee shall have the right to punish for contempt as Courts of Common Pleas and General Sessions.

SEC. 7. That said Committee shall have a Marshal to serve its processes and keep order at its sessions, and his pay shall be fixed by said Committee. The pay of the witnesses shall be the same as that of witnesses in the Court of Common Pleas for Richland County, and all expenses shall be paid on the warrant of the Chairman of said Committee by the Liquor Commissioner out of the general Dispensary fund and charged as Dispensary expenses.

SEC. 8. That said Committee be, and is hereby, empowered to send for papers and persons, to swear witnesses, to require the attendance of any parties whose presence shall be deemed necessary, to employ expert accountants and stenographers and any other person or persons the Committee may consider necessary in the ascertainment of any fact or facts pertinent to this inquiry; and said Committee is hereby authorized and empowered to investigate and inquire into all transactions connected with said State Dispensary and its management or control at any time in the present or past, and to investigate any and all purchases, sales, shipments, contracts, or other like transactions; and the personal connection, if any, of any member or members of the State Board of Control, or, the State Liquor Commissioner, or any other citizen or official of this State, in the present or past, with any other corporation, concern or individual contracting with, or supplying any spirituous or intoxicating liquors, or other goods or commodities to said Board or Commissioner, or to the State, to take testimony either within or without the State; and to have access to all the books and vouchers and other papers of said institution or of any officer or employee thereof.

SEC. 9. That the costs and expenses of this investigation be paid by the State Dispensary, each member of said Commission to receive \$4.00 per day and the usual mileage.

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In the Senate,
Columbia, S. C., January 17, 1905.

The Senate agrees to the Resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

In the House of Representatives,
Columbia, S. C., January 25, 1905.

The House having agreed to the Concurrent Resolution as amended, it is ordered returned to the Senate, with amendments.

By order of the House.

TOM C. HAMER, Clerk.

In the Senate,
Columbia, S. C., January 31, 1905.

The Senate agreed to the report of the Committee of Free Conference and a message was sent to the House.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

A CONCURRENT RESOLUTION

To Permit the Introduction of a Bill to Amend the Charter of the Charleston Light and Water Company, so as to Permit the Company to Construct and Maintain a Dam Across Goose Creek, in Berkeley County.

Whereas, the Charleston Light and Water Company was duly chartered by an Act of the Legislature on the 19th day of February, eighteen hundred and ninety-eight, for the purpose of introducing a water supply into the city of Charleston for public and private purposes; and

Whereas, under the powers conferred by the said Act, the Charleston Light and Water Company has established a pumping station upon the banks of Goose Creek, at or near Saxon's Crossing, in the County of Berkeley, and it has been found necessary to dam the said creek at the point of its location as aforesaid;

Be it resolved by the House of Representatives, the Senate concurring, That leave be, and is hereby, granted for the introduction of a Bill to amend the charter of the Charleston Light and Water Company so as to empower the said company to construct and maintain a permanent dam across Goose Creek, in Berkeley County.

In the Senate,
Columbia, S. C., January 10, 1905.

The Senate agrees to the Resolution by a two-thirds vote and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

In the House of Representatives,
Columbia, S. C., January 11, 1905.

The House having agreed to the Resolution by a two-thirds vote, it was ordered returned to the Senate with concurrence.

By order of the House.

TOM C. HAMER, Clerk.

A CONCURRENT RESOLUTION

Relating to Offices to be Filled at this Session.

Resolved by the Senate, the House of Representatives concurring, That it be referred to the Committee on Privileges and Elections of the two Houses to ascertain and report what offices are to be filled by election of the General Assembly at the present session.

In the Senate,
Columbia, S. C., January 10, 1905.

The Senate agrees to the Concurrent Resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

In the House of Representatives,
Columbia, S. C. January 11, 1905.

The House having agreed to the Concurrent Resolution, it is ordered returned to the Senate with concurrence.

By order of the House.

TOM C. HAMER, Clerk.

A CONCURRENT RESOLUTION

To Permit the Introduction of a Bill to Amend an Act Entitled an Act to Incorporate the Board of Trustees of the Presbyterian College of South Carolina, Approved February 20th, 1903.

Be it resolved by the Senate, the House of Representatives concurring, That a Bill to amend an Act entitled an Act to incorporate the Board of Trustees of the Presbyterian College of South Carolina, be, and the same is hereby, allowed to be introduced, in accordance with the requirements of the Constitution of this State.

In the Senate,
Columbia S. C., January 13, 1905.

The Senate agrees to the Resolution by a two-thirds vote and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

In the House of Representatives,
Columbia, S. C., January 16, 1905.

The House agrees to the Resolution by a two-thirds vote and it is ordered returned to the Senate with concurrence.

By order of the House.

TOM C. HAMER, Clerk.

A CONCURRENT RESOLUTION

For Leave to Introduce a Bill.

Be it resolved by the Senate, the House of Representatives concurring, That leave be, and hereby is, given to introduce in this General Assembly a Bill entitled "A Bill to ratify and confirm the charter of the Parr Shoals Power Company, granted by the Secretary of State on the eighth day of December, 1904, and to confer additional powers on said company."

In the Senate,
Columbia, S. C., January 16, 1905.

The Senate agrees to the Resolution by a two-thirds vote and orders it sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

In the House of Representatives,
Columbia, S. C., January 18, 1905.

The House agrees to the Concurrent Resolution by a two-thirds vote and orders same returned to the Senate.

By order of the House.

TOM C. HAMER, Clerk.

CONCURRENT RESOLUTION.

Resolved by the Senate, the House concurring, That leave is hereby granted for the introduction of a Bill to incorporate the Board of Trustees of the Associate Reformed Presbyterian Synod of the South.

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In the Senate.

Columbia, S. C., January 17, 1905.

The Senate agrees to the Concurrent Resolution by a two-thirds vote and orders same returned to the Senate.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

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In the House of Representatives,
Columbia, S. C., January 18, 1905.

The House agrees to the Concurrent Resolution by a two-thirds vote, and orders same returned to the Senate.

By order of the House.

TOM C. HAMER, Clerk.

A CONCURRENT RESOLUTION

To Fix the Time for the Election of Certain Officers.

Be it resolved by the Senate, the House of Representatives concurring, That the two Houses shall meet in Joint Assembly on Thursday, the 26th instant, for the purpose of electing the following officers, and in the following order:

First: Two Circuit Judges; one of the Fifth Circuit, to succeed the Hon. Ernest Gary, and one of the Seventh Circuit, to succeed the Hon. D. A. Townsend, each for the term of four years.

Second. A Superintendent of the State Penitentiary, to succeed the Hon. D. J. Griffith, for the term of two years.

Third. Three members of the Board of Directors of the State Penitentiary, each for the term of two years, to succeed J. G. Mobley, A. K. Sanders and M. O. Roland, respectively.

Fourth. One member of the Board of Trustees of the Colored Normal, Industrial, Agricultural and Mechanical College of South Carolina, to fill the unexpired term of the Hon. C. L. Blease, resigned.

Be it further resolved, That if the business for which the Joint Assembly shall convene as above provided, shall not be accomplished before fifteen minutes before three o'clock P. M. of the same day, it shall be the duty of the presiding officer thereof to order a recess until eight o'clock P. M. of the same day, at which time the said Joint Assembly shall reconvene and resume the election of officers as herein provided.

Be it further resolved, That in the nomination of candidates for the respective officers no remarks shall be indulged; and there shall not be more than one second to each nomination.

In the Senate,
Columbia, S. C., January 18, 1905.

The Senate agrees to the Resolution and orders it sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

In the House of Representatives,
Columbia, S. C., January 20, 1905.

The House agrees to the Concurrent Resolution and orders same returned to the Senate with concurrence.

By order of the House.

TOM C. HAMER, Clerk.

A CONCURRENT RESOLUTION.

Whereas, on the night of the 19th instant, all of the water was drawn off of the boilers in the State House, by some malicious person or persons, with intent to injure and disable said boilers, and did cause one of said boilers to burst; now, therefore,

Be it resolved by the Senate, the House concurring, That a Commission consisting of two members from the Senate and three members from the House be, and the same is hereby, appointed to investigate said trespass, be empowered to employ a detective, if in its judgment the same be necessary, and also to employ a Clerk and Stenographer, to send for persons and papers and to summon witnesses; said Commission have leave to sit during present session of the Legislature and to report its findings.

In the Senate,
Columbia, S. C., January 20, 1905.

The Senate agrees to the Concurrent Resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

In the House of Representatives,
Columbia, S. C., January 20, 1905.

The House agrees to the Concurrent Resolution and orders same returned to the House with concurrence.

By order of the House.

TOM C. HAMER, Clerk.

A CONCURRENT RESOLUTION.

Whereas, the Savannah River jetties, built by the United States, have caused the obstruction of Scriven's Ferry, in Beaufort County, by the filling in of Fig Island cut, thereby necessitating a detour of four miles and causing great hardship to all who travel this ancient and principal highway; and whereas, the said ferry is the only public ferry connecting Beaufort County with the State of Georgia, and the only one within thirty miles, and the opening of said cut would not interfere with the jetty system, and would not involve a considerable expense; therefore, be it

Resolved by the Senate, the House of Representatives concurring, That the Senators and Representatives of this State in the Congress of the United States be requested to take up this matter with the War Department and secure the redress petitioned for. That a copy of this Resolution, signed by the presiding officers and Clerks of the two Houses, be transmitted by mail to the Senior United States Senator from this State for submission by him to the delegation from this State in the Federal Congress for their valuable attention.

In the Senate,
Columbia, S. C., January 27, 1905.

The Senate agrees to the Concurrent Resolution and orders it sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

SENATE CONCURRENT RESOLUTIONS. 678

In the House of Representatives,
Columbia, S. C., January 28, 1905.

The House having agreed to the Concurrent Resolution, it is ordered returned to the Senate.

By order of the House.

TOM C. HAMER, Clerk.

A CONCURRENT RESOLUTION.

Be it resolved by the Senate, the House of Representatives concurring, That a Bill "To incorporate Saluda River Power Company," be allowed to be introduced, and when so introduced, may pass the same as other Bills.

In the Senate,
Columbia, S. C., January 31, 1905.

The Senate agrees to the Concurrent Resolution by a two-thirds vote and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

In the House of Representatives,
Columbia, S. C., February 1, 1905.

The House agrees to the Concurrent Resolution by a two-thirds vote of the House, and orders same returned to the Senate with concurrence.

By order of the House.

TOM C. HAMER, Clerk.

A CONCURRENT RESOLUTION

Inviting General Fitzhugh Lee to Address the General Assembly.

Resolved by the Senate, the House concurring, That General Fitzhugh Lee be invited to address the General Assembly in the Hall of the House of Representatives in the interest of the Jamestown Celebration on the evening of February 9th.

In the Senate.

Columbia, S. C., February 4, 1905.

The Senate agrees to the Concurrent Resolution and orders it sent to the House of Representatives for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

In the House of Representatives.

Columbia, S. C., February 7, 1905.

The House agrees to the Concurrent Resolution and orders same returned to the Senate.

By order of the House.

TOM C. HAMER, Clerk.

A CONCURRENT RESOLUTION

To Permit the Introduction of a Bill Entitled "A Bill to Incorporate Reedy River Power Company, in Laurens County."

Be it resolved by the Senate of the State of South Carolina, the House of Representatives concurring, That leave be, and is, hereby given to introduce in the General Assembly a Bill entitled "A Bill to incorporate Reedy River Power Company, in Laurens County, in the State of South Carolina."

In the Senate,

Columbia, S. C., February 7, 1905.

The Senate agrees to the Concurrent Resolution by a two-thirds vote and orders it sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

In the House of Representatives,

Columbia, S. C., February 7, 1905.

The House agrees to the Concurrent Resolution by a two-thirds vote of the members, and orders same returned to the Senate.

By order of the House.

TOM C. HAMER, Clerk.

A CONCURRENT RESOLUTION

To Permit the Introduction of a Bill Entitled "A Bill to Incorporate the Cherokee, Union and Spartanburg Railroad."

Be it resolved by the Senate of South Carolina, the House of Representatives concurring, That leave be, and is, hereby given to introduce in the General Assembly a Bill entitled "A Bill to incorporate the Cherokee, Union and Spartanburg Railroad."

—

In the Senate,
Columbia, S. C., February 7, 1905.

The Senate agrees to the Concurrent Resolution by a two-thirds vote and orders it sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

—

In the House of Representatives,
Columbia, S. C., February 7, 1905.

The House agrees to the Concurrent Resolution by a two-thirds vote of the members, and orders same returned to the Senate with concurrence.

By order of the House.

TOM C. HAMER, Clerk.

—

A CONCURRENT RESOLUTION.

Be it resolved by the Senate, the House of Representatives concurring, That leave be, and is, granted for the introduction of a Bill to ratify and confirm the charter of the Oconee Water, Light and Power Company, granted by the Secretary of State on the second day of December, 1904, and to confer additional powers on said company.

—

In the Senate,
Columbia, S. C., February 8, 1905.

The Senate agrees to the Concurrent Resolution by a two-thirds vote and orders that the same be sent to the House of Representatives for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

In the House of Representatives,
Columbia, S. C., February 8, 1905.

The House agrees to the Concurrent Resolution by a two-thirds vote of the members, and orders same returned to the Senate with concurrence.

By order of the House.

TOM C. HAMER, Clerk.

A CONCURRENT RESOLUTION

To Provide for the Election of Circuit Judges for the Ninth and Tenth Judicial Circuits.

Be it resolved by the Senate, the House of Representatives concurring, That the Senate and House of Representatives shall meet in Joint Assembly on Tuesday, the 14th instant, at twelve o'clock M., for the purpose of electing Circuit Judges for the Ninth and Tenth Judicial Circuits, and continue in session from day to day until the purpose for which the Joint Assembly was convened is accomplished.

In the Senate.

Columbia, S. C., February 13, 1905.

The Senate agrees to the Concurrent Resolution, and orders it sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

In the House of Representatives,
Columbia, S. C., February 14, 1905.

The House having agreed to the Resolution, it is ordered returned to the Senate with concurrence.

By order of the House.

TOM C. HAMER, Clerk.

A CONCURRENT RESOLUTION

To Provide for the Appointment of a Joint Committee to Examine the Accounts, Vouchers and Books of the Penal and Charitable Institutions of this State.

Be it resolved by the Senate, the House of Representatives concurring, That a Joint Committee, consisting of one Senator, to be appointed by the President of the Senate, and two Members of the House, to be appointed by the Speaker of the House of Representatives, be raised, whose duty it shall be to examine the accounts, vouchers and books of the penal and charitable institutions of the State, as provided in Section 81, of Vol. 1, the Code of Laws of South Carolina, 1902.

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In the Senate,
Columbia, S. C., February 14, 1905.

The Senate agrees to the Concurrent Resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

—

In the House of Representatives,
Columbia, S. C., February 15, 1905.

The House agrees to the Concurrent Resolution and orders same returned to the Senate with concurrence.

By order of the House.

TOM C. HAMER, Clerk.

—

A CONCURRENT RESOLUTION.

Be it resolved by the Senate, the House of Representatives concurring, That the usual Committee of Three be raised, to be composed of one Senator, appointed by the President of the Senate, and two Members of the House, to be appointed by the Speaker of the House, whose duty it shall be to examine and check up the books and vouchers of the State Dispensary and to report to the next session of the General Assembly.

—

In the Senate,
Columbia, S. C., February 17, 1905.

The Senate agrees to the Resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

In the House of Representatives,
Columbia, S. C., February 17, 1905.

The House having agreed to the Resolution, it is ordered returned to the Senate with concurrence.

By order of the House.

TOM C. HAMER, Clerk.

A CONCURRENT RESOLUTION.

Be it resolved by the Senate, the House of Representatives concurring, That the Joint Committee appointed at the last session of the General Assembly as to the claim of the heirs of James A. Black, deceased, growing out of certain war claims, be, and said Committee is hereby, continued, with the same powers and duties which were conferred in the Resolution providing for their appointment, and that they do report to the next session of this General Assembly.

In the Senate,
Columbia, S. C., February 17, 1905.

The Senate agrees to the Resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

In the House of Representatives,
Columbia, S. C., February 17, 1905.

The House having agreed to the Resolution, it is ordered returned to the Senate with concurrence.

By order of the House.

TOM C. HAMER, Clerk.

CONCURRENT RESOLUTION

Relating to the Heating Apparatus in the State House.

Whereas, the heating and ventilating plant of the State House has not been entirely completed; and

Whereas, the Commission to Complete the State House has thirty days wherein to test said plant before turning the same over to the State; and

Whereas, the Commission to Complete the State House has placed in charge of the heating and ventilating plant the State Electrician, who was recommended by the contractors as a competent person to put in charge of the same;

Therefore, be it *Resolved* by the Senate, the House of Representatives concurring, That the Sergeants-at-Arms of the Senate and House of Representatives forbid and prevent any person from interfering with the registers in their respective halls, except the State Electrician or his agent.

—

In the Senate,

Columbia, S. C., January 18, 1905.

The Senate agrees to the Concurrent Resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

—

In the House,

Columbia, S. C., January 18, 1905.

The House agrees to the Concurrent Resolution and same is ordered returned to the Senate.

By order of the House.

TOM C. HAMER, Clerk.

HOUSE RESOLUTIONS.

January 10:

Mr. OTTS offered the following:

Be it Resolved, That the House of Representatives adopt the amended Rules, as adopted by the House of Representatives last preceding.

Which was considered immediately and agreed to.

Mr. RICHARDS offered the following:

Resolved, That a committee of three Members of the House be appointed to wait upon the Governor and inform him that the House is now organized and ready for the transaction of business.

Considered immediately and agreed to.

The SPEAKER appointed Messrs. Richards, Moses and Sinkler as the committee.

Mr. PRINCE offered the following:

Resolved, That the Clerk of the House be, and is hereby, instructed to immediately have printed, for the use of the Members, five hundred copies of the Rules of the House of Representatives.

Considered immediately and agreed to.

January 11:

Mr. MOSES offered the following, which was agreed to:

H. 2½. Mr. MOSES: A Resolution to refer portions of the Governor's Message to appropriate Committees.

Be it resolved, That so much of the Governor's Message as refers to "Financial Condition of the State," "Revenue Bond Scrip," and "Lawlessness," be referred to the Committee on Ways and Means.

So much as refers to "Educational Institutions" and "Compulsory Education" to the Committee on Education.

So much as refers to "Department of Agriculture, Commerce and Immigration," and "Good Roads" to the Committee on Agriculture.

So much as refers to the "State Militia" to the Committee on Military Affairs.

So much as refers to the "Dispensary" to the Committee on Dispensary.

So much as refers to "Judicial Circuits," "Biennial Sessions," and "Fish and Oyster Interests" to the Committee on Judiciary.

So much as refers to "Formation of New Counties" to the Committee on Incorporations.

So much as refers to "State Hospital" to the Committee on Penal and Charitable Institutions.

So much as refers to the "State Board of Health" and "State Board of Medical Examiners" to the Committee on Medical Affairs.

H. 11.—Mr. HASKELL:

Resolved, That the Clerk be directed to have printed 250 copies of the Journal of the House for the use of Members, and Officers of the State.

Which was considered immediately, and agreed to.

January 12:

Mr. HALL introduced the following Resolution, which was ordered for consideration tomorrow:

H. 13.—Mr. HALL: A Resolution relative to Anderson County Circuit Court.

Resolved, That a Committee consisting of one Member from each County comprising the Eighth Judicial Circuit be appointed by the Speaker, with instructions to prepare an amendment to the Code of Civil Procedure, fixing the time for holding the Circuit Courts in said Circuit, so as to give two weeks for holding the Courts of Common Pleas in Anderson County at the spring and fall terms of said Courts, and such other proposed changes as to the times of holding said Courts in said Circuit, as said Committee may deem advisable, and that they report the same to this House by Bill.

The Resolution was taken up on January 13th, and agreed to. Under the terms of the Resolution, the Speaker appointed the following Committee:

Greenville—T. P. Cothran.

Abbeville—J. Fraser Lyon.

Oconee—J. D. Sheldon.

Pickens—T. J. Mauldin.

Anderson—George E. Prince.

Mr. FRASER introduced the following Resolution:

H. 14.—Mr. FRASER: A Resolution to amend Rule 1.

Be it Resolved, By the House of Representatives, that Rule 1 of

the Rules of the House of Representatives be amended by striking out the words "except Sunday" in the third line thereof, and substituting in lieu thereof the words "except Saturday, when the House shall stand adjourned to 12 o'clock on the succeeding Monday"; so that said Rule when amended shall read as follows:

RULE 1.

The hour to which the House shall stand adjourned every day shall be 10 o'clock a. m. of the succeeding day (except Saturday, when the House shall stand adjourned to 12 o'clock on the succeeding Monday), unless otherwise ordered by the House.

At the hour to which the House shall stand adjourned on any day, the Clerk shall call the roll, and immediately thereafter the Speaker shall take the Chair and call the Members to order.

If a quorum be present, the Journal of the proceedings of the preceding day shall be read, and corrected if necessary. If a quorum then or at any other time be not present, the Members present, if twenty or more, may send for the absent Members, and all questions as to expenses or further proceedings against such absent Members shall be determined when a quorum shall be present.

On the question of agreeing to the Resolution, Mr. ASHLEY demanded the yeas and nays, which were taken, resulting as follows:

Yeas, 93; nays, 23.

So the Resolution was agreed to on this day, but on the 13th it was taken up and amended as follows:

H. 14.—Mr. Fraser: A Resolution to amend Rule 1 by striking out the words "except Sunday," line 3, and substituting therefor the words "except Saturday, when the House shall stand adjourned to 12 o'clock on the succeeding Monday."

Mr. OTTS offered the following Amendment, which was agreed to:

Strike out the first paragraph of Rule 1, and insert in lieu thereof the following:

"The hour to which the House shall stand adjourned every day shall be 10 o'clock a. m. of the succeeding day (except that when the House adjourns on Saturday, it shall stand adjourned to 12 o'clock on the succeeding Monday), unless otherwise ordered by the House."

The Resolution as amended was agreed to.

Mr. FRASER moved to reconsider the vote whereby the House agreed to the Resolution, and to lay that motion on the table.

Which was agreed to.

Mr. MOSES introduced the following Resolution, which was considered immediately, and agreed to:

H. 15.—Mr. MOSES:

Be it Resolved, By the House of Representatives, that the President and Members of the Senate be invited to attend in the Hall of the House of Representatives at 12 m. tomorrow, the 13th instant, to witness the opening and counting by the Speaker of the House of Representatives of the votes cast for Governor and Lieutenant-Governor at the last general election.

January 13:

Mr. NASH introduced the following Resolution:

H. 59.—Mr. NASH: A Resolution to require the Sergeant-at-Arms to furnish to each delegation a copy of the General Statutes, for their use during the session.

Be it Resolved, By the House of Representatives:

1. That the Sergeant-at-Arms be required to furnish to each delegation in the House a copy of the General Statutes of 1902, taking a receipt for same from the Chairman of each delegation.

2. That each delegation shall be held personally responsible for its copy, and required to return same to the Sergeant-at-Arms at the close of the session, and if not returned, each delegation shall be required to pay the cost of same.

3. That the Sergeant-at-Arms be required to keep said Statutes for the use of the Members of this House from year to year, under the regulations herein set forth.

4. That if there be a sufficient number in the State Library to furnish those required, the Librarian shall be instructed to furnish them from the Library, and then have an equal number bound to supply the requirements of the Library.

5. That no delegation need accept a copy under this Resolution, unless it so desires.

On motion of Mr. MOSES, the Resolution was referred to the Committee on Judiciary.

Committee reported unfavorably on 17th January, and the House rejected the Resolution.

Mr. D. O. HERBERT introduced the following Resolution:

H. 60.—Mr. D. O. HERBERT:

Resolved, That the Clerk of this House have printed for the use of the Members 500 copies of the Standing Committees of the House, upon folders of convenient size and shape.

Ordered for consideration tomorrow.

[NOTE.—Action noted on H. 60 on January 16th, page 75, as a Second Reading Bill. This is probable error in Journal proof, for the folders were furnished under Resolution, and this would not have been done had it failed to pass.—JOURNAL CLERK.]

Mr. PRINCE introduced the following Resolution:

H. 61.—Mr. PRINCE:

Resolved, That the House Committee Room, formerly occupied by the Judiciary Committee, but now unassigned, be, and the same is, hereby assigned and set apart for the use of the Railroad Committee of the House, on Monday, Wednesday, and Friday of each week during the sessions of the House (unless the same is needed by the Judiciary Committee).

Mr. SINKLER offered the following amendment, which was agreed to: Amend by adding after the word "Friday," the words "and on Tuesday and Thursday for the use of the Committee on Incorporations."

The Resolution, as amended, was agreed to.

Mr. PRINCE moved to reconsider the vote whereby the House agreed to the Resolution, and to lay that motion on the table.

Which was agreed to.

January 17:

Mr. YELDELL introduced the following Resolution, which was considered immediately, and agreed to:

H. 106.—Mr. YELDELL: A Resolution.

Whereas, The acoustics of the Hall of the House of Representatives, which is of great importance, is very defective;

Therefore, be it Resolved, By this House, that the matter of correcting said defect be, and the same is hereby, referred to the Governor and the Secretary of State, who are requested to investigate, with aid of an expert, and report to this session or the next, with specifications how this defect can be corrected, and the cost thereof.

Mr. PRINCE introduced the following Resolution, which was considered immediately, and agreed to:

H. 107.—Mr. PRINCE: A Resolution granting the use of the Hall of the House of Representatives to the State Bar Association.

Resolved, By the House of Representatives, that the request of the State Bar Association, through its Secretary, for the use of the Hall of the House of Representatives, for the meetings of the said Association on the afternoon of the 19th instant, and on the afternoon and evening of the 20th instant, be, and the same is hereby, granted.

Mr. RICHARDS introduced the following Resolution, which was considered immediately, and agreed to:

H. 123.—Mr. RICHARDS: A Resolution.

Be it Resolved, By the House, that the Judiciary Committee make inquiry and report to this House with all due speed, what offices are to be filled by the General Assembly at the present session, and name suitable dates for said elections.

January 18:

H. 176.—Mr. HASKELL: A Resolution as to use of Hall of House:

Resolved, That the use of the Hall of the House be extended to the Daughters of the Confederacy, and certain other ladies, on Thursday, January 19th, at noon, for the purpose of presenting a portrait of General Jenkins.

Considered immediately, and agreed to.

January 24:

H. 259.—Mr. GASQUE: A Resolution as to purchase of chairs.

Be it Resolved, By the House of Representatives, that the Sergeant-at-Arms of the House of Representatives be, and he is hereby, instructed and authorized to purchase two dozen suitable chairs and place the same in the northwest and southwest corners of the Hall of the House of Representatives, for the use of House Committees that are not provided with Committee rooms.

Which was agreed to.

January 25:

H. 367.—Mr. HAMEL: A Resolution to purchase chairs.

Resolved, That the Sergeant-at-Arms of the House be instructed to purchase two dozen armchairs for the use of the House.

Considered immediately and agreed to.

H. 369.—Mr. FRASER:

Be it Resolved, By the House of Representatives, that the Senate be invited to attend in the House of Representatives at 11:30 o'clock a. m. tomorrow, in joint assembly, under the Concurrent Resolution providing for the election of certain State officers, for the purpose of holding said elections.

Considered immediately and agreed to.

January 28:

H. 433.—Mr. RICHARDS: A Resolution.

Be it Resolved, By this House, that the Speaker appoint a Committee of three of its Members, who shall be well versed in the law, to take into consideration the difficulty in the way of the ratification by this General Assembly of the amendment to Article III, Section 9, of the State Constitution, proposed by the last General Assembly to the qualified electors and by them approved by a majority vote thereon at the last general election, and that said Committee report back to this House with all due speed a Joint Resolution, or Joint Resolutions, by which the State Constitution can be so amended as to provide for biennial instead of annual sessions of the General Assembly.

Mr. OTTS moved to amend by striking out the words "back to the House with all due speed" and inserting "at the next session of the General Assembly."

Which was agreed to.

The Resolution, as amended, was agreed to.

The Speaker on January 30th, acting under this Resolution, appointed Messrs. Morgan, Prince and Fraser on Committee provided for therein.

February 2:

H. 487.—Mr. J. B. WATSON: A Resolution.

Resolved, That February the 3d be fixed as the last day for the introduction of Bills in this House except by regular Committees.

Which was agreed to.

February 3:

H. 550.—Mr. GASTON: A Resolution.

Resolved, That on tomorrow this House shall consider, under head of second reading Bills, only uncontested matters; and that when the House adjourns tomorrow it do stand adjourned until Tuesday next at 12 o'clock m.

Which was considered immediately and agreed to.

Mr. GASTON moved to reconsider the vote whereby the House agreed to the Resolution, and to lay that motion on the table.

Which was agreed to.

February 8:

Mr. GASTON offered the following:

H. 583.—A Resolution.

Resolved, That so much of the Report of the Committee appointed to examine books of certain State officers as refers to the office of the Secretary of State, together with the reply of the Secretary of State thereto, be referred to the Committee on Ways and Means, with direction and authority to report back to this House, by Bill or otherwise, in regard to the recommendations and charges contained in said report.

Which was agreed to.

February 9:

The COMMITTEE ON PRIVILEGES AND ELECTIONS offered the following:

H. 587.—COMMITTEE ON PRIVILEGES AND ELECTIONS: A Resolution, authorizing the Clerk to make certain indorsements on a substitute Bill as were on the original.

Whereas, A Bill entitled "A Bill to prescribe the mode of conducting any primary, or other such election, held in this State for the purpose of nominating or selecting a person or persons to be afterwards elected to any office in this State, and to prescribe penalties for a violation thereof," was introduced by Mr. Gyles on the 26th day of January, which Bill was read one time on the 26th day of January, and having been referred to the Committee on Privileges and Elections, and said Bill having such errors on the last page that it was deemed best to rewrite same to offer as a substitute, and said original page having been lost or mislaid, after the annexed copy thereof was made;

Therefore, be it Resolved, That the Clerk, by unanimous consent, be empowered to place upon this said substitute page the same indorsements as were on the original, and that the substitute then be added to the original Bill, and be again referred to said Committee on Privileges and Elections.

Considered immediately, and agreed to.

February 10:

H. 594.—Mr. FRASER, for Committee on Rules: A Resolution.

Resolved, That after this day, all speeches be limited to five (5) minutes, except by unanimous consent.

Considered immediately, and agreed to.

February 13:

H. 615.—Mr. ASHLEY: A Resolution.

Resolved, That the Sergeant-at-Arms be, and is hereby, required to at once have the picture of United States Senator B. R. Tillman

placed over the Speaker's desk, where it was originally placed, and that he is also required to have the picture of the late Gen. J. B. Ker-shaw placed in one of the panels for pictures on the lower floor of the House, and that he is required to keep these pictures in said place.

The Resolution was considered immediately and agreed to.

February 14:

H. 632.—Mr. OTTS: A Resolution.

Resolved, That only House Bills be considered during the day.
Considered immediately, and agreed to.

February 15:

H. 634.—Mr. POLLOCK: A Resolution.

Whereas, It is proposed by the Congress of the United States to provide for the appointment of a judge for the Western District of South Carolina; and,

Whereas, His Excellency, the President of the United States, has intimated a preference for a resident of the District for appointment in case the Judgeship is created; therefore,

Be it Resolved, By the House of Representatives of the State of South Carolina:

Section 1. That the House of Representatives hereby heartily commends to the consideration of the President, Hon. B. A. Morgan, of Greenville, S. C., as an able lawyer, upright man, and conscientious public servant, who by his conduct and course in the House of Representatives of South Carolina has demonstrated his special fitness for the high office of Judge.

Section 2. That a copy of this Resolution be forwarded to His Excellency, the President of the United States, and to the Senators and Representatives from the State of South Carolina.

The Resolution was considered immediately, and agreed to.

Mr. SANDERS moved to reconsider the vote whereby the House adopted the Resolution.

Mr. POLLOCK moved to table the motion.

Mr. SANDERS demanded the yeas and nays, which were taken, resulting as follows:

Yeas, 45; nays, 35.

So the House, by a vote of 45 to 35, refused to reconsider the vote whereby the Resolution was adopted.

February 17:

H. 642.—Mr. MORGAN: A Resolution.

Resolved, That the request of the Chamber of Commerce of the City of Columbia for the use of the Hall of the House of Representatives for a reception during the Conference for Education in the South, April 26th to 28th, be granted.

Which was agreed to.

February 18:

Mr. LaFITTE offered the following Resolutions:

H. 645.—Mr. LaFITTE: A Resolution.

Whereas, The House of Representatives is about to adjourn, and the members are about to take their departure to their respective homes; therefore, be it

Resolved, 1st. That we, the members of the House of Representatives, extend our sincere thanks to the Hon. M. L. Smith, Speaker, for his generous, manly and impartial discharge of his duties.

2d. That we extend our entire thanks to each and every officer of the House of Representatives for his kind and generous assistance, recognizing in them marked ability and zeal to discharge every trust imposed.

3d. That we extend our thanks to the newspapers and their representatives for the fair and impartial manner in which they have reported the business of the House.

4th. That this Resolution be printed in the Journal of the House.

Mr. GASQUE moved that the Resolutions be adopted by a rising vote.

The Resolutions were unanimously agreed to.

The Committee of the Whole then rose, and the Speaker resumed the chair.

Mr. MOSES announced the adoption of the Resolutions.

The SPEAKER acknowledged with deepest gratitude the kindness of the House toward him as expressed in the Resolutions. He registered his belief in the worth of the membership of the House and wished the members prosperity and happiness. He congratulated the House on the efficiency of its clerical force, stating that the difficulties of his position were greatly relieved thereby.

Mr. GASTON offered the following Resolution:

H. 646.—Mr. GASTON:

Resolved, That a committee of three be appointed to wait on his Excellency the Governor and ascertain if he have any further com-

munication to make to the General Assembly, as this body is now ready to adjourn sine die.

Considered immediately, and agreed to.

The SPEAKER appointed on the Committee Messrs. Gaston, Pollock and Lawson.

H. 647.—Mr. DOAR:

Resolved, That the Clerk of the House be instructed to forward to each member of the House a copy of the Journal and of the Calendar of the last day of the session.

Which was agreed to.

HOUSE CONCURRENT RESOLUTIONS.

January 12:

H. 12.—Mr. ASHLEY: A Concurrent Resolution.

Resolved, By the House of Representatives, the Senate concurring, that the General Assembly do adjourn sine die on the eleventh day of February, 1905.

Ordered for consideration tomorrow.

January 14: On motion of Mr. ASHLEY debate was adjourned until 11 o'clock Thursday next.

January 20: The following was taken up:

H. 12.—Mr. Ashley: A Concurrent Resolution.

Resolved, By the House of Representatives, the Senate concurring, that the General Assembly do adjourn sine die on the eleventh day of February, 1905.

Mr. POLLOCK moved to strike out the resolving words.

Mr. ASHLEY demanded the yeas and nays, which were taken, resulting as follows:

Yeas, 78; nays, 29.

So the Concurrent Resolution was rejected.

Mr. OTTS moved to reconsider the vote whereby the House rejected the Concurrent Resolution, and to lay that motion on the table.

Which was agreed to.

H. 33.—Mr. HEMPHILL: A Concurrent Resolution allowing the introduction of a bill to amend the charter of the Mt. Pleasant and Georgetown Railway Company.

Be it Resolved, By the House of Representatives, the Senate concurring, that a bill to amend the charter of the Mt. Pleasant and Georgetown Railway Company be allowed to be introduced, and when so introduced may pass the same as other bills.

Pursuant to the provisions of the Constitution, the yeas and nays were taken on the passage of the Concurrent Resolution, resulting as follows:

Yeas, 117; nays, 0.

The Concurrent Resolution, having received the necessary two-thirds vote of all the Members elected to the House, was agreed to, and ordered sent to the Senate.

January 14: Senate returned with concurrence.

H. 34.—Mr. HASKELL: A Concurrent Resolution.

Be it Resolved, By the House of Representatives, the Senate concurring, that leave be, and is hereby, granted for the introduction of a bill to incorporate the Carolina Land Corporation of South Carolina.

Pursuant to the provisions of the Constitution, the yeas and nays were taken on the passage of the Concurrent Resolution, resulting as follows:

Yeas, 118; nays, 0.

The Concurrent Resolution, having received the necessary two-thirds vote of all the Members elected to the House, was agreed to, and ordered sent to the Senate.

January 14: Senate returned with concurrence.

January 13:

Mr. MOSES introduced the following Concurrent Resolution, which was considered immediately, agreed to, and ordered sent to the Senate:

H. 63.—Mr. MOSES: A Concurrent Resolution to appoint a Committee to wait upon the Governor, inform him of his election, etc.

Resolved, By the House of Representatives, the Senate concurring, that a Committee, consisting of two Senators and three Members of the House, be appointed, who shall wait upon the Honorable D. C. Heyward, the Governor-elect, and inform him of his election, and that they ascertain when it will please him to take the oath of office.

2. That the same Committee wait upon the Honorable John T. Sloan and inform him of his election to the office of Lieutenant-Governor, and that they inform him of the time fixed by the Governor-elect when it shall please him to qualify, and that they invite the Lieutenant-Governor to be present at the same time for the same purpose.

3. That the said Committee do make the proper arrangements for the occasion of taking of the oath of office by the Governor and Lieutenant-Governor.

The SPEAKER appointed as the Committee on the part of the House Messrs. Moses, Morgan, and Sinkler.

January 14: Returned by Senate with concurrence.

January 17:

H. 108.—Mr. DeVORE: A Concurrent Resolution as to repeal of Fourteenth and Fifteenth Amendments.

Resolved, By the House of Representatives, the Senate concurring, that the Fourteenth and Fifteenth Amendments of the Constitution of the United States should be repealed, even if it becomes necessary to cut down our representation in Congress, and that our Representatives in the National Government from the State of South Carolina be, and they are hereby, requested to press this matter upon the attention of Congress, with a view of accomplishing this purpose.

Ordered for consideration tomorrow.

January 25:

H. 108.—Mr. DeVore: A Concurrent Resolution, that the Fourteenth and Fifteenth Amendments of the Constitution of the United States should be repealed, etc.

Mr. PRINCE moved to strike out the resolving words.

Mr. DeVORE demanded the yeas and nays, which were taken, resulting as follows:

Yeas, 60; nays, 45.

So the Concurrent Resolution was rejected.

January 18:

Mr. J. B. WATSON introduced the following Concurrent Resolution, which was considered immediately, agreed to, and ordered sent to the Senate:

H. 175.—Mr. J. B. WATSON: A Concurrent Resolution, as to cotton ginning reports.

Be it Resolved, By the House of Representatives of the State of South Carolina, the Senate concurring, that the Senators and Representatives of this State in the Congress of the United States be requested to procure, by Federal legislation, or otherwise, the prompt transmission by mail to each cotton ginner in this State a complete copy of all ginner's reports in this State to the Agricultural Department of the General Government, as soon as the same is received by said Department. That a copy of this Resolution, signed by the presiding officers and clerks of the two houses, be transmitted by mail to the senior United States Senator from this State for submission by him to the delegation from this State in the Federal Congress for their valuable attention.

January 23: Returned by the Senate with concurrence.

January 23:

Mr. LOFTON introduced the following, which was ordered for consideration tomorrow:

H. 255.—Mr. LOFTON: A Concurrent Resolution to authorize the appointment of a Committee to whom shall be referred all Bills and Resolutions on the subject of fish, terrapins, etc.

Be it Resolved, By the House of Representatives, the Senate concurring, that a Special Committee consisting of the delegations from Horry, Georgetown, Charleston, Colleton, and Beaufort Counties be appointed, to whom shall be referred all Bills and Resolutions on the subject of fish, terrapins, and all shellfish.

February 3: The Concurrent Resolution, H. 255, was taken up, agreed to, and ordered sent to the Senate.

February 9: Senate indefinitely postponed Concurrent Resolution, H. 255.

Mr. HASKELL introduced the following, which was agreed to:

H. 256.—Mr. HASKELL: A Concurrent Resolution tendering thanks to the Daughters of the Confederacy.

Be it Resolved, By the House of Representatives, the Senate concurring,

Section 1. That the thanks of the General Assembly be gratefully tendered to the Daughters of the Confederacy and other ladies who have presented to the State an elegant portrait of that gallant soldier and accomplished gentleman, the late General Micah Jenkins.

Section 2. That the portrait be accepted, treasured, and suitably placed in the Hall of the House.

Section 3. That a copy of these Resolutions, suitably engrossed, be presented to the fair donors of the memento of General Micah Jenkins.

January 24: Senate returns H. 256 with concurrence.

January 25:

H. 368.—Mr. COTHRAN: A Concurrent Resolution, indorsing Federal aid in the construction, erection and maintenance of Public Roads.

Be it Resolved, By the House of Representatives, the Senate concurring:

Section 1. That the General Assembly of South Carolina commends the efforts of the junior Senator from this State in the Congress of the United States to procure Federal aid to the erection, construction and maintenance of public highways, bridges and post-roads.

Sec. 2. That National legislation in favor of such improvements is approved.

Ordered for consideration tomorrow.

February 14: Continued to next session.

February 16: Continued.

January 27:

Mr. PRINCE introduced the following, which was considered immediately, agreed to, and ordered sent to the Senate:

H. 394.—Mr. PRINCE: A Concurrent Resolution granting leave to introduce a Bill.

Resolved, By the House of Representatives, the Senate concurring, that leave be, and is hereby, granted for the introduction of a Bill to amend the charter of incorporation of Williamston Female College of Greenwood, South Carolina, so as to change the name thereof to Lander College, and so as to authorize said College to confer degrees.

Pursuant to the provisions of the Constitution, the yeas and nays were taken on the passage of the Concurrent Resolution, resulting as follows:

Yeas, 95; nays, 0.

The Concurrent Resolution, having received the necessary two-thirds vote of all the members present, was agreed to, and ordered sent to the Senate.

February 1: Returned by Senate (no action recorded).

February 13:

H. 618.—Mr. WHALEY: A Concurrent Resolution, as to election of Circuit Judges on February 16, 1905.

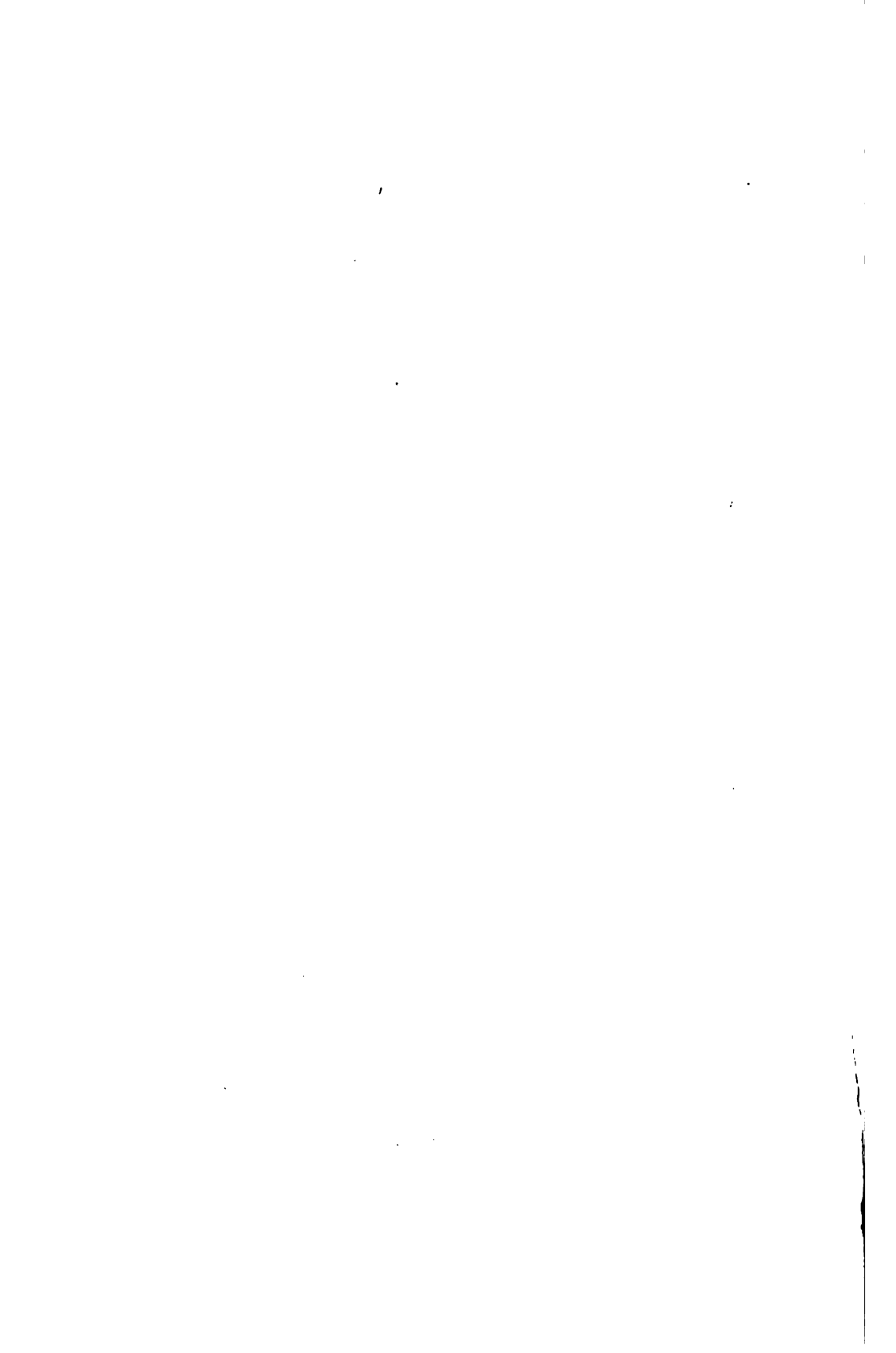
Be it Resolved, By the House of Representatives, the Senate concurring, that the Senate and House of Representatives shall meet in Joint Assembly on Thursday, the 16th instant, at 12 o'clock m., for the purpose of electing Circuit Judges for the Ninth and Tenth Judicial Circuits, and continue in session from day to day until the purpose for which the Joint Assembly was convened is accomplished.

Mr. SANDERS offered the following amendment, which was agreed to:

Change the hour from 12 o'clock m. to 4 o'clock p. m.

The Concurrent Resolution was agreed to.

February 14: The Senate refuses to concur.



LIST OF ACTS AND JOINT RESOLUTIONS, 1905.

PART I.—GENERAL LAWS.

- No. 405. An Act to reorganize the military forces of this State; to adopt and make of force a Military Code and to provide penalties for the violation thereof, and to repeal all laws referring to the military forces not herein re-enacted.
- No. 406. An Act granting to the United States the title of this State to, and the jurisdiction of the State over, certain lands on Sullivan's Island, in Charleson County, for military purposes.
- No. 407. An Act to amend Sections 1, 4, 5, 10 and 11 of an Act entitled "An Act to require the payment of annual license fees by corporations doing business in this State, and report to the Comptroller General," approved the 1st day of March, 1904, so as to correct errors.
- No. 408. An Act to ratify the amendment of the Constitution of 1895, whereby a new article thereof is added relating to roads, highways and drainage.
- No. 409. An Act to amend Sections 255, 256 and 257, of Vol. I., of the Code of Laws of 1902, relating to primary elections.
- No. 410. An Act to amend Section 397, of the Code of Laws of South Carolina, Vol. I., by including Spartanburg in the proviso thereto
- No. 411. An Act to amend Section 816, Vol. I., Code of Laws, 1902, so as to have same apply to Lee County.
- No. 412. An Act to amend Section 1040, Civil Code, 1902, so far as same relates to Spartanburg County, by making salaries therein provided payable monthly, at the option of the Magistrates and Constables
- No. 413. An Act to amend Section 1198, Code of Laws of South Carolina, 1902, Vol. I., so as to change the provision as to traveling expenses of the County Superintendent of Education of Abbeville and Marlboro Counties.

698 LIST OF ACTS AND JOINT RESOLUTIONS.

- No. 414. An Act to amend Section 1239, of Vol. I., Code of Laws of South Carolina, by striking out "Edgefield" wherever it occurs in said Section.
- No. 415. An Act to amend Section 1276, Article III., Chapter XXV., of the Code of Laws, relating to the powers of the Board of Visitors of the South Carolina Military Academy.
- No. 416. An Act to amend Section 1775, of the Code of Laws of South Carolina, 1902, Vol. I., fixing liability of stockholders in banks and banking institutions.
- No. 417. An Act to amend Section 1796, of the Code of Laws of 1902, Vol. I., by adding a proviso at the end of said Section, relating to "Live Stock Insurance."
- No. 418. An Act to amend Section 1843, of the Code of Laws of South Carolina, 1902, Vol. I., fixing the liabilities of stockholders in corporations other than banks and banking institutions.
- No. 419. An Act to amend Section 2137, Vol. I., Code of Laws of South Carolina, 1902, in reference to notice of accidents to be given by railroad corporations.
- No. 420. An Act to amend Section 2727, Civil Code, 1902, relating to the salary of the Chief Justice and Associate Justices of the Supreme Court
- No. 421. An Act to amend Section 2735, of Vol. I., Code of Laws of 1902, relating to change of venue.
- No. 422. An Act to amend Section 2941, of Vol. I., Code of Laws of South Carolina, 1902, by striking out said Section, and inserting in lieu thereof another, to be known as Section 2941
- No. 423. An Act to amend Sections 3091 and 3092, Civil Code, 1902, relating to legal notices, by striking out the word Colleton.
- No. 424. An Act to amend Section 146, Code of Civil Procedure, by adding at the end of said Section a proviso thereto.
- No. 425. An Act to amend Section 163, of the Criminal Code of South Carolina, so as to make it a crime to break into any vessel.
- No. 426. An Act to repeal Section 489, of Criminal Code, 1902, Vol. II., relating to County Auditor.
- No. 427. An Act to amend Section 562, Criminal Code, Vol. II., 1902, relating to appointment of County Dispensers.

- No. 428. An Act to divide the State into ten Judicial Circuits, and to arrange the same.
- No. 429. An Act to assign the present Circuit Solicitors to the proper Circuits, in order to conform to the provisions of an Act entitled "An Act to divide the State into ten Judicial Circuits, and arrange the same," and to provide for the election of Solicitors for the Eighth and Ninth Circuits.
- No. 430. An Act to provide for the time for holding Courts in the several Judicial Circuits, and to arrange the same.
- No. 431. An Act to provide for the holding of the Summer Term of the Court of Common Pleas for Hampton County.
- No. 432. An Act to amend Section 305, of the Code of Laws, Vol. II., of South Carolina, relating to the sale of diseased flesh.
- No. 433. An Act to enable municipal corporations, or other corporations in this State, engaged or about to engage in the business of supplying water for fire, sanitary or domestic purposes, to condemn land, water rights and water privileges and other property, for the purpose of establishing, maintaining or extending water works systems, or for the purpose of securing a greater or better supply of water, or for the purpose of protecting the water sheds from contamination, or any conditions which may be a menace to the health of the community
- No. 434. An Act authorizing the passage of ordinances by incorporated cities and towns, and the promulgation of rules and regulations by the State Board of Health, to enforce and compel the vaccination and revaccination of citizens and residents of the State of South Carolina; and prescribing the duties of certain officials and persons to that end, and providing certain penalties for failure, refusal or neglect to comply with the provisions of the same.
- No. 435. An Act to amend Section 1525, of the Civil Code, 1902, relating to fences in the Counties of Berkeley, Dorchester and Horry
- No. 436. An Act to amend Section 1847, Civil Code of South Carolina, relating to the issuance of certificates of stock.
- No. 437. An Act to require the Secretary of State to collect at least five dollars for a charter.
- No. 438. An Act to amend Section 430, Vol. I., Code of Laws of South Carolina, 1902, so as to further provide for the collection of taxes which have escaped assessment in any year.

700 LIST OF ACTS AND JOINT RESOLUTIONS.

- No. 439. An Act to fix the salary of the Judge of Probate for Kershaw, Chesterfield and Dorchester Counties.
- No. 440. An Act to provide the age and time in which road duty shall be performed in certain Counties in this State, and to provide for and fix the amount of commutation tax in lieu thereof.
- No. 441. An Act to provide for convenient depositories for Common School books
- No. 442. An Act to amend an Act entitled "An Act to encourage the establishment of libraries in the public schools of the rural districts," approved 18th February, 1904.
- No. 443. An Act to amend Section 3118, of Code of Laws of South Carolina, 1902, Vol. I., by removing Orangeburg County from the exception of said Section, and to repeal Section 3120, of said Code of Laws, relating to fees for Sheriff of Orangeburg County
- No. 444. An Act to amend the law relating to Magistrates.
- No. 445. An Act to amend Sections 204 and 205, of the Criminal Code of Laws of South Carolina, prohibiting the using and issuing of free passes.
- No. 446. An Act in reference to the duties of Chairmen of Local Boards of Assessors, and their compensation.
- No. 447. An Act to amend Section 1783, Code of Laws of South Carolina, 1902, Vol. I., relating to foreign corporations.
- No. 448. An Act to fix the amount of the bonds to be given by the County officers of the County of Greenwood.
- No. 449. An Act to amend an Act entitled "An Act to provide for the charter fees for domestic building and loan associations." approved March 2d, 1903.
- No. 450. An Act to prevent the spread of contagious diseases.
- No. 451. An Act to make it a misdemeanor to place any explosive substance whatever upon the rail of any railroad in this State by any unauthorized persons.
- No. 452. An Act to encourage the erection of adequate public school buildings
- No. 453. An Act to prohibit trespass.

- No. 454. An Act to further provide for the creation and continuance and to define the duties and powers of the Historical Commission of this State, now existing under the terms of an Act entitled "An Act to provide for the appointment of a Historical Commission of the State of South Carolina, for the purpose of collecting and preserving all matter relating to the history of the State," approved December 27th, A. D. 1894
- No. 455. An Act to require the Secretary of State to make reports to the Comptroller General of certain fees and funds, and to fix the time for the payment thereof to the State Treasurer.
- No. 456. An Act to amend an Act entitled "An Act to authorize the establishment of municipal Courts in cities having a population of not less than four thousand and not more than twenty thousand inhabitants.
- No. 457. An Act to regulate the fees of physicians in this State testifying as experts in any of the Courts.
- No. 458. An Act to regulate the traffic in seed cotton and unpacked lint cotton
- No. 459. An Act for the protection of the aids to navigation established by the authority of the United States Light House Board within the State of South Carolina.
- No. 460. An Act to define and prescribe the manner of showing compliance with the requirements of the Constitution to the Governor, prior to his ordering an election as to the creation of a new County.
- No. 461. An Act to amend an Act entitled "An Act relating to the selection, drawing and summoning of jurors in the Circuit Courts of this State," approved the 7th day of February, A. D. 1902, by adding thereto a Section, to be known as Section 18a, to provide against an omission in preparing the jury list and boxes.
- No. 462. An Act to fix the amount of the compensation to be paid to the County officers of the various Counties of the State.
- No. 463. An Act to preserve game, fish, shell fish and terrapin in and on the public lands and waters of the State, and to provide license
- No. 464. An Act to declare seduction of any woman under promise of marriage a crime, and fixing the punishment therefor.

702 LIST OF ACTS AND JOINT RESOLUTIONS.

- No. 465. An Act to amend an Act entitled "An Act to regulate the practice of medicine in South Carolina, to provide for a State Board of Medical Examiners and to define their duties and powers," approved 27th day of February, A. D. 1904.
- No. 466. An Act to amend Sections 265, 266, 272, 273 and 274, of the Criminal Code of South Carolina, so as to apply the provisions thereof to primary elections in this State.
- No. 467. An Act to punish the corrupt giving, offering, promising and receiving of gifts and gratuities.
- No. 468. An Act to amend Section 1079, Vol. I., Code of Laws, 1902, as to compensation of the State Board of Pensions.
- No. 469. An Act to amend an Act entitled "An Act to provide for the corporation of towns of less than one thousand inhabitants," approved 2d of March, A. D. 1896, by adding a new Section, 23, to provide for holding municipal elections in certain cases.
- No. 470. An Act to amend Section 1 of an Act entitled "An Act to further regulate the appointment and pay of State Constables, by striking out Section 661, Civil Code (being in Vol. I., Code of Laws, 1902), page 271, and insert a Section in lieu thereof," approved 19th day of February, A. D. 1903, so as to increase the pay of State Constables.
- No. 471. An Act to amend Section 2859, of Vol. I., Code of Laws of 1902, relating to the survival of right of action.
- No. 472. An Act to amend the law in relation to the names and location of certain voting precincts in the State.
- No. 473. An Act making certain offences in primary elections misdemeanors, and prescribing penalties therefor.
- No. 474. An Act for the protection of birds and their nests and eggs, and to provide for the punishment of violations thereof.
- No. 475. An Act to amend Section 631, of Chapter XXX., of Vol. II., Code of Laws of South Carolina, 1902, by creating a Township Deputy, defining his duties and providing for his pay.
- No. 476. An Act to require the payment of certain pensions after death of claimant
- No. 477. An Act to regulate the transportation of passengers on electric railways

- No. 478. An Act to prohibit the unlawful manufacturing, selling, using or procuring of Confederate Crosses of Honor, and to provide a penalty for same.
- No. 479. An Act to ratify the amendments of Section 7, Article VIII., of the Constitution of 1895, relating to municipal bonded indebtedness
- No. 480. An Act to require railroad companies to construct, maintain and operate industrial sidetracks.
- No. 481. An Act to repeal Section 1507, Article II., Chapter XXXIII., Vol. I., Code of Laws of South Carolina, 1902, relating to the General Stock Law.
- No. 482. An Act to ratify the amendment to the Constitution of 1895, whereby Subdivision II. and Subdivision IX., of Section 34, Article III. thereof is repealed.
- No. 483. An Act to provide enrollment in public night schools.
- No. 484. An Act to amend Section 221, Vol. I., Code of Laws, 1902, relating to the forwarding of election returns.
- No. 485. An Act to further regulate the hunting of deer in this State.
- No. 486. An Act to amend Section nine hundred and ninety-three, of Vol. I., of the Code of Laws of South Carolina, 1902, relating to Magistrates' books.
- No. 487. An Act to make all debts due and to become due by corporations doing business in this State, for labor or services rendered within this State by persons residing within this State, due or payable within this State.
- No. 488. An Act to fix and declare the liabilities of any corporation, firm or individual, operating a relief department to employees, and to regulate the operation of the same.
- No. 489. An Act to provide for Game Wardens.
- No. 490. An Act to amend Section 1396, Code of Laws of South Carolina, Vol. I., 1902, relating to laying out streets in incorporated towns
- No. 491. An Act to require Clerks of Courts to keep a record of the names of all persons elected to any office within their County

704 LIST OF ACTS AND JOINT RESOLUTIONS.

- No. 492. An Act to punish the wilful and malicious taking or removing, or taking or removing with intent to steal or with intent to injure, of the brasses, bearings, waste or packings from out any journal box or boxes of any locomotive, engine, tender, carriage, coach, car, caboose, or truck used or operated upon any railroad, whether the same be operated by steam or electricity
- No. 493. An Act to regulate the running of motor vehicles upon the public highways of this State, and fixing a penalty for the violation thereof
- No. 494. An Act to amend an Act entitled "An Act to amend Section 1731, Vol. I., Code of Laws S. C., 1902, so as to reduce tobacco warehouse charges," approved the 1st day of March, 1904, so as to restore the charges changed by said Act.
- No. 495. An Act to amend Section 714, of Code of Laws of 1902, Vol. I., relating to State Treasurer, so as to require duplicate instead of triplicate receipts.
- No. 496. An Act to abolish the office of Township Commissioner in Barnwell County, and make the general law as to County government and assessment of property for taxation applicable therein
- No. 497. An Act to empower the Adjutant and Inspector General, or the Clerk of the Historical Commission, to add names to the Confederate Rolls upon proper proof.
- No. 498. An Act to assign the present Circuit Judges to the proper Circuits, in order to conform to the provisions of an Act entitled "An Act to divide the State into ten Judicial Circuits, and arrange the same."

PART II.—LOCAL AND TEMPORARY LAWS.

- No. 499. An Act to raise supplies and make appropriations for the fiscal year commencing 1905.
- No. 500. An Act to make appropriations to meet the ordinary expenses of the State Government for the fiscal year commencing January 1st, 1905.
- No. 501. An Act to make appropriations for the payment of the per diem, mileage and stationery certificates of the Members of the General Assembly, the salaries of the subordinate officers and employees thereof, and other purposes herein named
- No. 502. An Act to provide for the temporary borrowing by the County Treasurer of Chester County of certain funds, and to direct the application of the same.
- No. 503. An Act to amend an Act entitled "An Act to provide for the erection and equipment of a new Court House at Camden, and to authorize the issue of bonds for such purpose," approved February 19th, 1904.
- No. 504. An Act to provide for the disposition of all funds realized from license to deal in seed cotton in Charleston County.
- No. 505. An Act to authorize the town of Williston, in Barnwell County, to issue bonds, in the sum of five thousand dollars, for the purpose of erecting and maintaining an electric plant to furnish light for said town.
- No. 506. An Act to amend the charter of incorporation of Williston Female College, of Greenwood, South Carolina, so as to change the name thereof to Lander College, and so as to authorize said college to confer degrees.
- No. 507. An Act to authorize the Charleston Light and Water Company to construct and maintain a dam across Goose Creek, in Berkeley County
- No. 508. An Act to ratify and confirm the charter of the Oconee Water, Light and Power Company, granted by the Secretary of State, on the second day of December, 1904, and to confer additional powers on said company.

706 **LIST OF ACTS AND JOINT RESOLUTIONS.**

- No. 509.** An Act to authorize Patrick Calhoun, Augustine T. Smythe, E. B. Calhoun and Granville Beall, and their associates, successors and assigns, to construct and maintain a dam or dams across the Savannah River, at or in the vicinity of Trotter Shoals, in the County of Abbeville, for the purpose of developing water power for commercial uses and for other purposes
- No. 510.** An Act to amend an Act entitled "An Act to incorporate the Board of Trustees of the Presbyterian College of South Carolina," approved 20th day of February, A. D. 1903, and to repeal Sections thereof.
- No. 511.** An Act to validate and confirm the sale and conveyance of two lots, Nos. One and Two, in the town of Darlington, known as the jail lots, by the County Board of Commissioners of Darlington County, to C. W. Hewitt.
- No. 512.** An Act to authorize and empower Samuel M. Orr and H. H. Watkins, and their associates, heirs and assigns, and the corporation to be organized by them and their associates and assigns, and the successors and assigns of such corporation, to construct and maintain a dam or dams across Savannah River, at or in the vicinity of Gregg Shoals and Cherokee Shoals, either or both of them, for the purpose of developing water power and electrical power for commercial uses and other purposes.
- No. 513.** An Act to authorize the Clerk of Court of Edgefield County to dispose of and pay out certain pension funds now in his possession to Willie Creed, T. J. McManus, America Yonce, Mrs N. F. Brown and W. L. Quattlebaum.
- No. 514.** An Act to amend an Act entitled "An Act to incorporate Mt. Pleasant and Georgetown Railway Company."
- No. 515.** An Act to ratify and confirm the charter of the Parr Shoals Power Company, granted by the Secretary of State, on the eighth day of December, 1904, and to confer additional powers on said company.
- No. 516.** An Act to relieve the sureties on the official bonds of G. Raymond Berry, late County Superintendent of Education of Marion
- No. 517.** An Act to incorporate the Board of Trustees of the Associate Reformed Presbyterian Synod of the South.

LIST OF ACTS AND JOINT RESOLUTIONS. 707

- No. 518. An Act to devolve the duties of the Board of Public Works for the town of Gaffney upon the Town Council and Treasurer and Clerk, and fixing the amount of bond of said Treasurer and Clerk at \$5,000.
- No. 519. An Act to vest the right, title and interest of the State in and to certain personal property of Sarah J. Buchanan, deceased, now in the hands of Joseph W. Barnwell, administrator, and liable to escheat, in Ellen F. Hayne, Ellen Frost Hayne, Henry F. Hayne, Alice P. T. Hayne, Eliza A. Hayne, Henrietta G. Hayne and Irene Buchanan Dale, and to make them the legal heirs of the said Sarah J. Buchanan
- No. 520. An Act to vest the right, title and interest of the State in and to certain property of Amanda S. Keigan, deceased, now in the hands of William Hoffmeyer and J. J. Jennings, administrators, and liable to escheat, in Kate Robinson, Jesse Jennings, E. H. Lucas, Wardens St. John's Episcopal Church, Ollie Keigan, William Henry Keigan and Eliza Skipper, and to make them the legal heirs of the said Amanda S. Keigan.
- No. 521. An Act to empower School District No. 40, of Lancaster County, consisting of parts of said County and Kershaw County, to issue \$12,000.00 coupon bonds for school purposes
- No. 522. An Act to authorize and empower the voters of School District No. 65, in the County of Orangeburg, to order an election and to issue coupon bonds of said School District for school purposes
- No. 523. An Act to authorize the Trustees of Fork School District, being School District No. 26, of Marion County, to issue bonds for the purpose of purchasing or paying for school buildings and sites, and equipping same.
- No. 524. An Act to authorize and empower the voters of School District No. 36, of the County of Orangeburg, to order an election and to issue coupon bonds of said School District for school purposes
- No. 525. An Act to amend an Act entitled "An Act to establish the Newberry School District, to authorize the establishment of free graded schools therein, and to provide the means for the efficient management of the same," approved the 23d day of December, A. D. 1889.

708 LIST OF ACTS AND JOINT RESOLUTIONS.

- No. 526. An Act to fix the time for electing Trustees for Easley School District, 13, in May.
- No. 527. An Act to authorize the Trustees of High Hill School District, being School District No. 12, of Darlington County, to issue bonds for the purpose of purchasing or paying for school buildings and sites, and equipping same.
- No. 528. An Act to amend an Act entitled "An Act to enable and authorize School District No. 14, in Newberry County, to issue bonds for the purpose of building and erecting a school house therein, and to purchase a lot therefor," approved the 25th day of February, A. D. 1904, and to validate the bonds issued under authority of said Act.
- No. 529. An Act to enable and authorize School District No. 70, embracing the town of Elloree, in Orangeburg County, to issue bonds for the purpose of paying for the erection and maintenance of a public school building, and to provide for the payment of accruing interest and principal of said bonds.
- No. 530. An Act to authorize the Trustees of Clio School District, being School District No. 9, of Marlboro County, to issue bonds for the purpose of purchasing or exchanging school site, erecting school buildings thereon, and equipping the same.
- No. 531. An Act to empower Heath Springs School District No. 38, of Lancaster County, to increase school levy to five mills.
- No. 532. An Act to authorize and empower the North Augusta School District No. 66, of Aiken County, in the State of South Carolina, to issue bonds for purchase of a lot and the erection and equipment of a graded school building thereon; to provide for a Building Committee, and to provide means for the payment of said bonds and the interest thereon.
- No. 533. An Act to amend Section 1 of an Act entitled "An Act to amend the various Statutes and the laws as to School Districts, embracing the towns of Marion, Mullins, Latta and Dillon, in Marion County," approved 23d day of February, A. D. 1903, by making its provisions apply to Fork School District No. 26.
- No. 534. An Act to amend an Act entitled "An Act to amend an Act entitled 'An Act to provide for the establishment of a new School District in the County of Darlington, and to authorize the levy and collection of a local tax therein, approved December 24th, 1883,' and approved January 4th, 1894."

- No. 535. An Act to further regulate the determination and the levy of special tax, and the election of Trustees in and for the School District of the town of Cheraw."
- No. 536. An Act to amend Sections 4 and 6 of "An Act to authorize the Trustees of Jonesville School District, of Union County, to issue bonds for the purpose of erecting school buildings and equipping same, and purchasing a lot or lots," approved the 12th day of March, A. D. 1904, by creating a Sinking Fund Commission for the purpose of lending and investing surplus funds
- No. 537. An Act to authorize the Trustees of Greenwood School District No. 18 to borrow money to pay off past indebtedness.
- No. 538. An Act to authorize and empower the Trustees of Liberty School District, being District No. 11, of Pickens County, to order an election and issue coupon bonds of said School District for school purposes.
- No. 539. An Act to authorize and empower School District No. 52, Newberry County, in the State of South Carolina, to issue bonds for purchase of a lot and the erection and equipment of a school building thereon; to provide for a Building Committee, and to provide for the payment of said bonds and the interest thereon.
- No. 540. An Act to authorize the Trustees of Jefferson Special School District No. 9, in Chesterfield County, to issue bonds for the purpose of erecting school buildings and equipping same, and purchasing a lot or lots.
- No. 541. An Act to authorize the Commissioners of the Sinking Fund to lend funds to the County Board of Commissioners of Berkeley County to pay for a new jail building, and to constitute the County Board of Commissioners, with the Sheriff of the County, a Building Committee for said jail building.
- No. 542. An Act to enable the Commissioners of the Sinking Fund to lend funds to the County Board of Commissioners of Lee County to pay the past indebtedness of said County, and to authorize the said County Board of Commissioners to pledge the special tax levy herein provided to secure the same
- No. 543. An Act to create the township of Clyde, in Darlington County, and to change the boundary line of Hartsville Township, in said County.

710 LIST OF ACTS AND JOINT RESOLUTIONS.

- No. 544. An Act to finally dispose of all the moneys in the State Treasury known as "Direct Tax Funds."
- No. 545. An Act to authorize the town of Wagener to issue bonds for public improvements
- No. 546. An Act to authorize and empower the County Board of Commissioners for Horry County to sell the County's "Poor Farm" and to purchase another.
- No. 547. An Act to enable the Supervisor and Treasurer of Colleton County to borrow funds with which to defray current expenses of said County for the year 1905, and to authorize the Supervisor to pledge the levy for ordinary County purposes for year 1905, to secure the same with interest thereon.
- No. 548. An Act to authorize the County Board of Commissioners of Marion County to convey by deed a site on the Court House Square to the Marion Public Library.
- No. 549. An Act to provide for a reappraisement and reassessment for taxation of certain abandoned rice lands.
- No. 550. An Act to authorize the Town Council of Union, in Union County, to elect a Town Auditor, to define his powers and duties and fix his compensation.
- No. 551. An Act for the further relief in territory in Marion County heretofore exempt from the stock law.
- No. 552. An Act to provide for the resurvey and location of the boundary line between the Counties of Kershaw and Lancaster, in the State of South Carolina.
- No. 553. An Act to require the Southern Railway Company to open up the eastern end of Lumber street, in the city of Columbia, to traffic, by bridging the cuts across said streets through which said railroad passes.
- No. 554. An Act to authorize the Trustees of Mullins School District, being School District No. 34, of Marion County, to issue bonds for the purpose of purchasing or paying for school buildings and sites, and equipping same.
- No. 555. An Act to authorize the Trustees of the School District of the city of Spartanburg to issue bonds for the purpose of erecting an additional school building and equipping same, and purchasing a lot or lots.

- No. 556. An Act to amend the law as to the election, powers and duties of the Trustees of Pine Grove School District, in Clarendon County
- No. 557. An Act to enable the Commissioners of the Sinking Fund to lend to the County Commissioners of Horry County funds for the purchase by Horry County of certain township bonds issued by certain townships in said County in aid of the construction of a railroad, and relating to the purchase of said township bonds by said County.
- No. 558. An Act to enable the Commissioners of the Sinking Fund to lend funds to the County Board of Commissioners of Lee County to pay the past indebtedness of said County, and to authorize the said County Board of Commissioners to pledge the special tax levy herein provided to secure the same
- No. 559. An Act to provide for the proper custody and protection of the Court House for Charleston County.
- No. 560. An Act to authorize and require the rerunning and remarking a portion of the boundary line between this State and the State of North Carolina.
- No. 561. An Act to provide for assessing property in Beaufort County.
- No. 562. An Act to authorize the city of Columbia to dispose of a certain lot of land situated therein.
- No. 563. An Act to authorize and require the Supervisors of Registration for Edgefield, Cherokee, Darlington, Newberry and Chesterfield Counties to revise the registration books of said Counties, respectively, and to require the County Board of County Commissioners of said Counties, respectively, to pay for same.
- No. 564. An Act to incorporate Saluda River Power Company and to authorize said company to erect a dam or dams across Saluda River, in Pickens and Greenville Counties, for development of the power of said river and converting same into electrical power.
- No. 565. An Act to incorporate Reedy River Power Company.
- No. 566. An Act to incorporate the Cherokee, Union and Spartanburg Railroad
- No. 567. An Act to incorporate "The Carolina Land Corporation of South Carolina."

E.

Easley School District, to fix time for electing Trustees of.....S. 163

Edgefield County—

to eliminate from Sec. 1239, Vol. 1, Code of Laws.....H. 201
to authorize revision of registration books.....H. 273
to authorize Clerk of Court to pay out certain pension funds.....H. 339
Edisto Record, claim of.....H. 310
Election of Judges for Ninth and Tenth Circuits.....S. 464
Election returns, to amend law relating to forwarding of.....S. 61
Election of certain officers, to fix time of.....S. 98
Enterprise Publishing Co., claim of.....H. 239
Enrollment in public night schools, to provide.....S. 59
Engrossing Department, to prevent appointment of certain persons to positions in.....S. 79
Evening Telegram, claim of.....H. 225
Explosive substance, to prohibit placing upon railroads.....H. 254

F.

Fairfield County—

to require School District No. 5 to transfer certain sum to School District No. 22.....S. 189
to provide for erection of new jail and repair of Court House, etc....H. 196

Fertilizers—

to devolve upon Winthrop College certain duties in connection with inspection ofS. 58
to amend law relating to.....S. 156
to make additional provisions for inspection of, etc.....H. 272
Featherstone, C. C., claim of.....H. 338
Fifth Judicial Circuit, to amend Code of Civil Procedure relating to holding Courts of...S. 129
Fish, terrapins, etc., Commission to whom to be referred all Bills on subject of.....H. 357

Florence County—

to transfer certain funds to, from Williamsburg County.....S. 345
to transfer certain funds to, from Williamsburg County.....H. 378
Florence Times, claim of.....S. 425
Florence Daily Times, claim of.....H. 243
Flesh, diseased, to amend law relating to sale of.....S. 101
Fork School District, to authorize to issue bonds, etc.....S. 106
Fort Motte, to require to hold second municipal election.....S. 257
Foreign corporations, to amend law relating to.....S. 262
Free passes, to amend law prohibiting.....S. 143
Freight charges, to amend Act relating to.....S. 343
Freight, to further regulate the carrying of.....S. 404
Furman, Davis, claim of.....H. 322
Furman, Dr. Davis, claim of.....H. 328
Future delivery, to amend law relating to contracts of sale for.....S. 187

G.

Game fish, shell fish and terrapin, to preserve, etc.....S. 116
Game Wardens, to provide for.....S. 56
Gaffney, to devolve duties of Board of Public Works of upon Town Council.....S. 155
Gary, F. B., claim of.....H. 335
Gaffney Ledger, claim of.....H. 469
General Assembly, to amend Constitution relating to time to which Governor may adjourn... ..S. 26
General Assembly and Engrossing Department, to prevent appointment of certain persons to positions inS. 79

General Assembly, to ratify amendment to provide for biennial sessions of.....	S. 188
General Assembly, to provide for pay members, officers, etc.....	H. 468
General Free School Law, providing for Commission to revise.....	S. 40
General Stock Law, to repeal Section of Code relating to.....	H. 194
Georgetown and Western Railroad Co., authorizing to construct bridge across Sampit River ..	S. 448

Georgetown County—

to refund overpaid taxes to H. Kamminer Kinard.....	H. 880
Gifts and gratuities, to prevent corrupt giving, etc., of.....	S. 82
Ginning (cotton) reports, relating to.....	H. 112

Goose Creek—

to permit introduction of Bill to allow construction of dam across.....	S. 8
to permit construction of dam across.....	S. 18
to permit construction of dam across.....	H. 94
Governor D. C. Heyward, to inform of re-election.....	H. 41
Gooding, J. J., providing for payment of \$78.89 to.....	H. 200

Greenville County—

to authorize appointment of Commission to examine into financial affairs of	S. 18
---	-------

Greenwood County—

to fix amount of bonds of officers of.....	H. 167
to authorize Greenwood School District, No. 18, to borrow money.....	H. 205
Greenwood School District, to authorize to borrow money.....	H. 205
Greenwood Index, claim of.....	H. 294
Greenwood Journal, claim of.....	H. 295
Greenwood News, claim of.....	H. 296
Graydon, Ellis G., claim of.....	H. 337
Gregg Shoals, to permit construction of dam in vicinity of.....	S. 402
Grist, to include in Act regulating trade in corn meal.....	H. 452

H.

Hampton County—

to provide for holding summer term of Courts of Common Pleas.....	S. 80
authorizing Commissioners to sell certain land.....	S. 363
Harbor Commissioners of Charleston, report of.....	S. 428
Hartsville Cotton Mill, to provide for payment of certain moneys to.....	S. 435
Health, to provide for local boards of.....	H. 454
Heath Spring School District, to empower to increase levy.....	H. 212
High Hill School District, to authorize to issue bonds, etc.....	H. 382

Historical Commission—

to further provide for creation and continuance of.....	S. 12
to further provide for creation and continuance of.....	H. 219
House of Representatives, to amend Constitution so as to make terms of members four years... ..	S. 51
Hotel and beer privileges, to prohibit granting of.....	S. 130
Howell, M. P., claim of.....	H. 232
Honea Path Chronicle, claim of.....	H. 309

Horry County—

to provide for purchase of certain township bonds.....	S. 261
to enable Sinking Fund to lend funds to.....	S. 353
to authorize to sell County poor farm, etc.....	H. 399

L

Industrial sidetracks, to require railroad companies to construct, etc.....	S. 15
Industrial school for boys, to establish.....	H. 419
Infirmery for Confederate Veterans, to establish.....	S. 115
Injury to certain property, to prohibit.....	S. 16
Inquests, etc., to require attorney of County Board of Commissioners to represent State at.....	S. 21
Intoxicating liquors, to amend Act relating to sale of, etc.....	S. 34

J.

Jeter, W. T., claim of.....	H. 240
Jefferson School District, to authorize to issue bonds, etc.....	H. 247
Jones, R. O., claim of.....	H. 231
Jones, W. R., claim of estate of.....	H. 230
Jonesville School District, to amend Act relating to.....	S. 297
Johnstone, George, claim of.....	H. 237
Johnston, Saluda, etc., Railroad Co., to permit introduction of Bill to amend Act to incorporate ..	H. 133
Judges, to provide for election of for Ninth and Tenth Circuits.....	H. 463
Judges, to provide for election of for Ninth and Tenth Circuits.....	S. 464
Judges, Circuit, to assign to proper Circuits.....	H. 416
Judges, to amend law relating to disqualification of to preside in certain causes.....	S. 440
Judges, to amend law relating to disqualification of to preside in certain causes.....	S. 182
Judicial Circuits, to divide the State into ten.....	S. 281
Judicial Circuits, to divide the State into ten.....	H. 346
Judiciary Committee, instructed to report concerning changes in County offices.....	S. 2
Jurors, to amend Act relating to drawing of.....	H. 67
Jurors, to amend Act relating to drawing of.....	S. 119
Jury fee, to repeal law relating to.....	S. 91

K.

Keigan, Amanda S., to validate last will and testament of.....	S. 49
Keowee Courier, claim of	H. 246
Kershaw Era, claim of.....	H. 238

Kershaw County—

to provide for resurvey of boundary line between Kershaw and Lancaster Counties	S. 134
to amend Act to provide for erection of new Court House at Camden.....	S. 148
providing for payment of \$78.39 to J. J. Gooding.....	H. 200
to fix salary Judge of Probate.....	S. 258
Kingstree, to amend Act to recharter town of.....	H. 108

L.

Lancaster Ledger, claim of.....	H. 290
Lancaster Review, claim of.....	H. 291
Lawrence, W. H., to provide for payment of \$50 to.....	S. 442
Lander College, to change name of Williamston Female College to.....	H. 269
Lander College, to authorize to confer degrees.....	H. 381
Language, vile or opprobrious, to make it misdemeanor to utter in presence of any person, etc... ..	S. 128

Lancaster County—

to provide for resurvey of boundary line between Lancaster and Kershaw Counties	S. 134
to empower Heath Spring School District to increase levy.....	H. 212
to empower School District No. 40 to issue bonds.....	S. 290
to empower School District No. 40 to issue bonds.....	H. 393

Lee County—

to make Sec. 816, Vol. 1, Code of Laws, apply to.....	S. 52
to enable Sinking Fund Commissioners to lend funds to.....	S. 161
Lester, Dr. W. M., claim of.....	H. 323
Lester, Dr. W. M., claim of.....	H. 331
Lee, Gen. Fitzhugh, inviting to address General Assembly.....	S. 361
Lieutenant Governor John T. Sloan, to inform of re-election.....	H. 41
Light, heat and power, giving to corporations intending to furnish, right of condemnation.....	S. 80
License fees of corporations, to amend Act relating to.....	S. 87
Lien of certain mortgages, to prevent renewal of.....	S. 174
License, to amend Act exempting soldiers and sailors from.....	H. 209
Live stock, insurance, to amend law relating to.....	H. 251
Limehouse, Robt. L., to admit to practice law.....	S. 275
Libraries, school, to amend Act relating to.....	S. 348
Libraries, to amend Act to encourage establishment of in public schools.....	H. 475
Liberty School District, to authorize to order election and issue bonds, etc.....	H. 375
Local Boards of Health, to provide for.....	H. 454
Locomotive engines, to prohibit removal of parts of, etc.....	H. 394
Locomotive engines, to prohibit removal of parts of, etc.....	S. 260

M.

Marriage license law, to provide for in this State.....	S. 11
Mattison, Miss Nannie, to authorize payment of school claim to.....	H. 68
Magistrates, to amend law relating to.....	S. 89
Magistrates, to give jurisdiction to try, etc., for unlawful sale of liquors.....	S. 135
Magistrates' books, to amend law relating to.....	H. 377
Magistrates, to amend law relating to.....	H. 460
Magistrates' inquests, to amend law relating to.....	S. 347
Master, to include in law relating to payment of money to minors.....	S. 166
Matthews, C. M., claim of.....	H. 226
Marshall, J. Q., claim of.....	H. 228
Marshall, J. Q., claim of.....	H. 229
Manning Publishing Co., claim of.....	H. 290
Manning Times, claim of.....	H. 301
Martin, O. B., claim of.....	H. 316
Mayer, Dr. O. B., claim of.....	H. 320
Mayer, Dr. O. B., claim of.....	H. 330
MacDonald, J. E., claim of.....	H. 339
MacDonald, J. E., claim of.....	H. 340
Mayfield, S. G., and others, authorizing Attorney General to mark satisfied certain judgment against	S. 360
Marlboro Democrat, account of.....	S. 407

Marion County—

to authorize Fork School District to issue bonds, etc.....	S. 106
to amend Act relating to Marion, Mullins, Latta and Dillon School Districts ..	S. 136
to relieve Treasurer of from liability on certain school claims.....	S. 158
to relieve late County Treasurer of from liability on certain school Claims ..	S. 178
to relieve sureties on bonds of G. Raymond Berry.....	S. 282
authorizing to convey site to Marion Public Library.....	S. 362
to authorize Mullins School District to issue bonds, etc.....	H. 383
for further relief in territory heretofore exempt from Stock Law.....	S. 413
authorizing to convey site to Marion Public Library.....	H. 420
to include in Sec. 1362, Vol. 1, Code of Laws.....	S. 434

Marlboro County—

to authorize Clio School District to issue bonds, etc.....	H. 96
to amend law as to traveling expenses of Superintendent of Education of. . .	H. 110
relating to salary of County Supervisor of.....	H. 421

McCullough, J. A., claim of.....	H. 336
McCall, the Hon. Charles S., in memory of.....	S. 477
Medical Examiners, State Board, relating to time of meeting of, etc.....	H. 441
Merchants, to prevent from selling entire stock in bulk, etc.....	H. 270
Medicine, to amend law relating to time of examination of applicants to practice.....	S. 74
Military forces, to reorganize.....	H. 429
Military forces, to reorganize.....	S. 190
Motor vehicles, to regulate the running of, etc.....	H. 124
Morphine, cocaine and opium, to regulate sale of.....	S. 152
Morphine, cocaine and chloral, to regulate sale of.....	H. 250
Mortgages, to prevent renewal of lien of certain.....	S. 174
Montgomery, James D., to relieve from liability on certain school claims.....	S. 158
Moore, D. T., claim of.....	H. 315
Moore, Ernest, claim of.....	H. 334

Mt. Pleasant and Georgetown Railway Co.—

to permit introduction of Bill to incorporate.....	H. 43
to amend Act to incorporate.....	H. 255
Municipal Courts, to amend Act authorizing establishment of in certain cities.....	S. 57
Municipal Courts, to amend Act authorizing establishment of in certain cities.....	H. 168
Municipal bonded indebtedness, to ratify Constitutional amendment relating to.....	H. 206
Municipal elections, relating to repealing in certain cases.....	S. 266
Murray, J. E., claim of.....	H. 221
Nullins School District, to authorize to issue bonds, etc.....	H. 383

N.

Napier, Dr. J. L., claim of.....	H. 317
Napier, Dr. J. L., claim of.....	H. 326
Navigation, aids to, for the protection of.....	H. 123
New County, relating to creation of a.....	S. 48
New County, relating to creation of a.....	H. 366
New Sentinel, claim of.....	H. 317
New Era, The, claim of.....	H. 298
Newberry School District, to amend Act relating to.....	H. 97
Newberry, to exempt city of from certain provisions of Code.....	S. 120
Newberry, to compel erection of union depot at.....	S. 181

Newberry County—

to amend Act to authorize School District No. 14 to issue bonds, etc.....	H. 193
to authorize School District No. 52 to issue bonds, etc.....	H. 213
Night schools, public, to provide enrollment in.....	S. 59
Norris, G. D., to refund certain overpaid taxes to.....	H. 204
Notes, etc., to abolish days of grace on.....	S. 88

North Augusta School District—

to authorize to issue bonds, etc.....	H. 70
to authorize to issue bonds, etc.....	S. 27

O.

Oconee County—

to require payment of claim to Treasurer of.....	H. 385
claim of Canvassers of Election of.....	H. 431
Oconee News, claim of.....	H. 286

Oconee Water, Light and Power Co—

to permit introduction of Bill to ratify charter of.....	S. 401
to ratify charter of.....	S. 414
Officers to be filled at this session, relating to.....	S. 9
Officers, to provide for Committee to examine certain.....	S. 424
Officers, to provide for Committee to examine certain.....	H. 430

Officers' and attorneys' costs and fees.....	S. 19
O'Neill, Chief Justice John Belton, portrait of.....	S. 422
Opium, cocaine and morphine, to regulate sale of.....	S. 152
Orr, Samuel M., and H. H. Watkins, to empower to construct certain dam.....	S. 402

Orangeburg County—

to authorize School District No. 65 to order election and issue bonds, etc..	S. 28
to authorize School District No. 36 to order an election and issue bonds, etc..	S. 114
to authorize School District No. 70 to issue bonds, etc.....	S. 164
relating to fees of Sheriff of.....	H. 387
to amend Act to amend Sec. 791 of Civil Code so far as same relates to.. . . .	H. 391
relating to salaries of certain officers of.....	H. 411
Oysters, terrapin and shell fish interest, Commissioner to examine into.....	S. 39

P.

Parents or guardians, to require to compel children to attend school.....	S. 6
Passenger rates on railroads, to reduce.....	S. 14
Pardons and commutations, to amend Constitution relating to.....	S. 38

Parr Shoals Power Company—

to permit introduction of Bill to ratify and confirm charter, of.. . . .	S. 55
to ratify and confirm charter of.....	S. 76
Palmetto Bank and Trust Co., claim of.....	H. 222
Partridges and quail, for the further protection of.....	S. 356
Personal property, to vest right, title and interest of State in and to certain.....	H. 210
Pension Boards, relating to salaries and mileage.....	S. 137
Pensions, State Board of, to amend law as to compensation of.....	S. 183
Pensions, to amend law relating to, so as to reclass widows, etc.....	S. 184
Pensions, to require payment of after death of claimant.....	H. 211
Pensioners, to supply with Confederate rolls.....	S. 344
People, The, claim of.....	H. 292
Pee Dee Advocate, account of.....	S. 409
Penal and charitable institutions, Committee to examine, etc.....	S. 472
Physicians testifying as experts, to regulate fees of.....	H. 368
Phosphate deposits, report of Special Committee.....	S. 1
Phosphate Commissioners, to amend law relating to.....	S. 191
Pine Grove School District, to amend law relating to.....	S. 405

Pickens County—

to authorize Liberty School District to order election and issue bonds, etc.. . . .	H. 375
to provide for election of cotton weigher at Pickens.....	H. 455
Positions in General Assembly and Engrossing Department, to prevent appointment of cer- tain persons to	S. 79
Porcher, Dr. W. P., claim of.....	H. 318
Porcher, Dr. W. P., claim of.....	H. 327
Property, prohibiting injury to certain.....	S. 16
Preliminary hearings of felonies, etc., to require attorney of County Board to represent State at	S. 21

Primary Elections—

to apply certain provisions of Criminal Code to.....	S. 17
to amend Act to protect.....	S. 22
making certain offenses in, misdemeanors.....	H. 215

Presbyterian College of South Carolina—

to permit introduction of Bill to amend Act relating to incorporation of Board of Trustees of.....	S. 44
to amend Act relating to incorporation of Board of Trustees of.....	S. 54
Progress, claim of.....	H. 245
Press and Banner, claim of.....	H. 311
Press and Banner, account of.....	S. 372
Punishment for vagrancy.....	S. 20
Public night schools, to provide enrollment in.....	S. 59

Q.

Quail and partridges, for the further protection of.....	S. 356
Quarantine Stations, relating to transfer of.....	S. 131
Quarantine Stations, relating to transfer of.....	H. 450

R.

Railroad Commissioners, to amend Act giving jurisdiction over telephone lines.....	S. 359
Railroad Commissioners, to extend authority of so as to require depots at other than junctional points.....	H. 458
Railroad companies, to require to construct, etc., industrial side tracks.....	S. 15
Railroad corporations, relating to notice of accidents to be given by.....	S. 173
Railroad crossing, to amend law relating to.....	S. 83
Railroad employees, to limit hours of employment of.....	S. 84
Railroads, to make obstruction of street or road by, a misdemeanor.....	H. 250
Railroads, to prohibit placing explosive substance on.....	H. 251
Resolutions other than Joint Resolutions having effect of law, to abolish publication of in Statutes at Large, etc.....	S. 72
Registers in Senate Chamber and Hall of House, to prevent interference with.....	S. 31
Relief department of employees, relating to liability of those operating, etc.....	S. 90
Register of Meane Conveyance in certain Counties, to require to index certain papers as soon as filed.....	H. 125
Record, The, claim of.....	H. 242

Reedy River Power Company—

to permit introduction of Bill to incorporate.....	S. 370
to incorporate.....	S. 400
Register, James, and John A. Russell, to provide for payment of certain amounts to.....	S. 426
Rice lands, to provide for reappraisalment, etc., of certain abandoned.....	S. 172

Richland County—

to authorize appointment of Commission to examine into financial affairs of.....	S. 63
Robinson & Elliott, claim of.....	H. 223
Road duty, to provide the age and time in which it shall be performed.....	H. 476
Roads, highways and drainage, to ratify Constitutional amendment relating to.....	H. 208

S.

Saluda County—

placing certain school districts under General School Law.....	H. 376
Salaries of Sheriffs, to fix.....	S. 96
Sawyer, Olin, claim of.....	H. 236

Saluda River Power Company—

to permit introduction of Bill to incorporate.....	S. 268
to permit introduction of Bill to incorporate.....	H. 274
to incorporate.....	S. 276
to incorporate.....	H. 379
Samuel, Mrs. Elizabeth, to require payment of \$16.30 to.....	H. 392

Sampit River, authorizing Georgetown and Western Railroad Co. to construct bridge across ..	S. 443
Schools, to require parents to compel children to attend.....	S. 6
School districts, to amend law relating to transfer of persons in.....	S. 77
School books, common, to provide for convenient depositories for.....	H. 463
School buildings, to encourage erection of adequate.....	H. 235
School Trustees, to require to make annual reports to patrons.....	H. 365
Scriven's Ferry, Beaufort County, relating to obstruction of.....	S. 159
Schroder, W. J., to require payment of claim to.....	H. 385

Secretary of State—

to appoint Committee to examine books of.....	H. 98
statement of in regard to Calhoun County.....	S. 118
to require to make reports to Comptroller General of certain fees and funds ..	H. 192
to require to collect at least five dollars for a charter.....	S. 355
report of Joint Committee on letter of.....	S. 474
Seed cotton and unpacked lint cotton, to regulate traffic in.....	H. 127
Seed cotton, relating to funds realized from license to deal in.....	H. 466
Second Circuit, to change time of holding fall term of Courts of.....	S. 256
Seduction of any woman under promise of marriage, to declare a crime.....	H. 151
Sheriffs, to fix salaries of.....	S. 36
Sheriffs, to require common carriers to transport free.....	S. 132
Shell fish, oyster and terrapin interest, Commission to examine into.....	S. 39
Shell fish, game fish and terrapin, to preserve, etc.....	S. 116
Sheppard, W. E., claim of.....	H. 432
Shannon, William, claim of.....	H. 235
Shooting matches for prizes of value, prohibiting.....	H. 364

Sinking Fund Commission—

to appoint Committee to examine books of.....	H. 98
to enable to lend funds to Lee County.....	S. 161
to enable to lend funds to Horry County.....	S. 353
to authorize to lend funds to Berkeley County.....	H. 384
Southern Railway, to require to open certain streets in Columbia.....	S. 369
South Carolina College, to convert into a University.....	S. 45
South Carolina Military Academy, to amend Act relating to powers of Board of Visitors of H. 109	
South Carolina Day, to provide for celebration of in the public schools.....	S. 358
Solicitors, to assign to proper Circuits.....	H. 417
Soldiers and sailors, to amend Act exempting from license.....	H. 209
Spirituos liquors, to amend Criminal Code relating to sale of.....	S. 24
Spanish-American War, relating to claims of soldiers of.....	S. 185
Spanish-American War, relating to claims of soldiers of.....	H. 390

Spartanburg County—

to amend Sec. 1040, Civil Code, relating to certain salaries in.....	H. 214
to increase salary of County Superintendent of Education.....	H. 271
Spartanburg, to authorize Trustees of School District of to issue bonds, etc.....	H. 445
Spartanburg, to include in certain provisions of Code of Laws.....	H. 388
Special terms of Courts, to repeal law relating to.....	H. 415

State Treasury—

to finally dispose of all moneys in known as direct tax funds.....	S. 81
to finally dispose of all moneys in known as direct tax funds.....	H. 107

State Treasurer—

to amend law relating to so as to require duplicate instead of triplicate receipts ..	S. 73
to appoint Committee to examine books of.....	H. 98
State Constables, to increase pay of.....	S. 349
State House boilers, relating to.....	H. 459

State House dome, relating to.....	H. 450
State House dome, relating to.....	S. 427
State House, report of Commission on Completion of.....	S. 277
State House boilers, to appoint Committee to investigate bursting of.....	S. 105
State Company, account of.....	S. 278
State Company, claim of.....	H. 433
State, The, claim of.....	S. 65

State Dispensary—

relating to Committee to check up, etc.....	S. 480
to investigate management of.....	S. 7
to abolish, etc.....	S. 170
State Quarantine Stations, relating to transfer of.....	H. 450
State Quarantine Stations, relating to transfer of.....	S. 181
State Army, to establish.....	H. 216
State Board of Pensions, to amend law as to compensation of.....	S. 183
State and County Pension Boards, relating to salaries and mileage.....	S. 137
State Board of Health, to authorize to negotiate relating to Quarantine Stations.....	S. 131
State Board of Medical Examiners, relating to time of meeting of, etc.....	H. 441
State Board of Assessors, to amend Code relating to duties of.....	S. 50
State bonds and stocks, providing for purchase and cancellation of.....	S. 64
State officers, to appoint Committee to examine books of certain.....	H. 93
Stansell, N. H., claim of.....	H. 233
Street or road, to make obstruction of a misdemeanor.....	H. 249
Streets, to amend law relating to laying out of.....	S. 354
Strikes and lockouts, to provide against.....	S. 342
St. Stephens Echo, account of.....	S. 408
Stockholders in corporations other than banks, etc., relating to liability of.....	S. 3
Stockholders in banks, etc., relating to liability of.....	S. 4
Stockholders in banks, etc., to amend law relating to liability of.....	H. 66
Stockholders in corporations other than banks, etc., to amend law fixing liability of.....	H. 117
Summers, A. W., claim of.....	H. 239
Sullivan's Island, granting to United States titles to certain lands on.....	H. 111
Survival of causes of action.....	S. 78

Supreme Court—

to amend Constitution relating to appointments by Governor to fill vacancies in, etc.....	S. 25
to amend Civil Code relating to Justices of.....	S. 62
to amend law relating to disqualification of Justices in certain cases.....	S. 179
to amend law relating to disqualification of Justices in certain causes.....	S. 439

T.

Tag tax, to transfer part of from Clemson to Winthrop College, etc.....	S. 58
Taxes which have escaped collection in any year, to provide for collection of.....	S. 139
Telephone lines, to amend Act giving Railroad Commissioners jurisdiction over.....	S. 359
Ten Judicial Circuits, to divide the State into.....	S. 281
Ten Judicial Circuits, to divide the State into.....	H. 346
Terrapin, oyster and shell fish interest, Commission to examine into.....	S. 39
Terrapin, game fish and shell fish, to preserve, etc.....	S. 116
Tobacco warehouse charges, to amend Act relating to.....	S. 5
Tobacco warehouse charges, to amend Act relating to.....	H. 196
Toilet closets, to require at stations.....	H. 418
Township Deputy, defining his duties, etc.....	H. 447
Trantham, J. S., claim of.....	H. 230
Trespass, to prohibit.....	H. 118
Trolley cars, to require companies operating to provide separate compartments.....	S. 53
Trolley cars outside of cities, etc., to require to provide certain conveniences.....	S. 32
Trotter Shoals, to permit construction of dam across Savannah River, in vicinity of.....	S. 10

U.

University of South Carolina, to convert South Carolina College into.....S. 45

Union County—

to authorize Town Council of Union to elect a Town Auditor, etc.....S. 102
to amend Act relating to Jonesville School District.....S. 397
Union Times, claim of.....H. 241
Union Times, claim of.....H. 244

V.

Vaccination, to authorize cities and towns to compel.....S. 160
Vagrancy, relating to punishment for.....S. 20
Vessels, to make it a crime to break into.....S. 165
Vessels, to make it a crime to break into.....H. 195
Vile or opprobrious language, to make it misdemeanor to utter in presence of any person,
etc.S. 128

W.

Wagener, to authorize to issue bonds.....S. 265
Water works system, providing right of condemnation to extend, etc.....S. 60
Watkins, H. H., claim of.....H. 238
Weeks, Mrs. Sarah E., to refund certain overpaid taxes to.....S. 177
Western Union Telegraph Co., claim of.....S. 479
Wills, reducing the time to prove.....S. 153
Witnesses, prescribing proof of incompetency of.....S. 144
Widows on pension rolls, to reclass, etc.....S. 184
Williamston Female College, to change name of.....H. 269
Williamston Female College, to change name of, etc.....H. 381
Williams, W. B., claim of.....H. 814
Williston, to authorize to issue bonds, etc.....H. 458

Winthrop College—

to devolve upon Trustees certain duties in connection with inspection
of fertilizersS. 58
to establish fertilizer experiment station at.....H. 272

Williamsburg County—

to authorize Commissioners to sell poor house, etc.....S. 162
to authorize warrant in favor of Pauly Jail Building Co., etc.....H. 198
to authorize Commissioners to sell poor house, etc.....H. 252
to transfer certain funds to Florence County.....S. 345
to transfer certain funds to Florence County.....H. 378
to amend law relating to Magistrates as to.....H. 448

Y.

York County—

relative to holding Circuit Court for.....S. 351

CLASSIFIED INDEX.

REFERENCE TO PAGES.

S. 1.—Report of Committee to ascertain amount of phosphate deposits in the waters of the State.

Int 48; sp com 73; rep sp com 219.

S. 2.—Mr. WARREN: A Resolution in relation to County offices:

Resolved, That the Judiciary Committee of the Senate, with all convenient speed, be instructed to report a Bill or Bills, omnibus in form, concerning any changes in all County offices in this State.

Int 46.

S. 3.—Mr. von KOLNITZ (by request): A Bill to amend Section 1843 of the Code of Laws of South Carolina, 1902, Volume 1, fixing liability of stockholders in corporations other than banks and banking institutions.

Int 47; rep com 111; l t 111.

S. 4.—Mr. von KOLNITZ (by request): A Bill to amend Section 1775 of the Code of Laws of South Carolina, 1902, Volume 1, fixing liability of stockholders in banks and banking institutions.

Int 47; rep com 111; l t 111.

S. 5.—Mr. BROWN: A Bill to amend an Act entitled "An Act to amend Section 1731, Vol. 1, Code of Laws South Carolina, 1902, so as to reduce tobacco warehouse charges," approved the 1st day of March, 1904, so as to restore the charges changed by said Act.

Int 47; rep com 57; 2r 62; aye & nay 193; 3r 194; mes 337.

S. 6.—Mr. RAYBOR: A Bill to require all parents or guardians to compel their children or wards to attend school for twelve weeks in each year.

Int 47; rep com 57; amd 174, 244, 254; 2r 218; aye & nay 121, 258, 254; recom 254.

S. 7.—Mr. C. L. BLEASE: A Concurrent Resolution to investigate the management of the State Dispensary.

Int 47; rep com 53; amd 70; adpt 71; mes 167, 174, 200, 249; conf com 175; rep conf com 193; fr conf com 193; rep fr conf com 231.

S. 8.—Mr. von KOLNITZ: A Concurrent Resolution to permit the introduction of a Bill to amend the charter of the Charleston Light and Water Company, so as to permit the company to construct and maintain a dam across Goose Creek, in Berkeley County.

Int 47; aye & nay 48; adpt 48; mes 52.

S. 9.—Mr. RAYBOR: A Concurrent Resolution relating to offices to be filled at this session.

Int 48; adpt 48; mes 52.

S. 10.—Mr. BLAKE: A Bill to authorize Patrick Calhoun, Augustine T. Smythe and Granville Beal, and their associates, successors and assigns, to construct and maintain a dam or dams across the Savannah River, at or in the vicinity of Trotter Shoals, in the County of Abbeville, for the purpose of developing water power for commercial uses and for other purposes.

Int 49; rep com 68; 2r 83; amd 88; 3r 88; mes 517, 536, 576; conf com 536; rep conf com 542; rat 617.

S. 11.—Mr. RAYSOR: A Bill to provide for a marriage license law in this State.

Int 49; rep com 111; reg 278.

S. 12.—Mr. MARSHALL: "A Bill to further provide for the creation and continuance and to define the duties and powers of the Historical Commission of this State, now existing under the terms of an Act to provide for the appointment of a Historical Commission of the State of South Carolina, for the purpose of collecting and preserving all matter relating to the History of the State," approved December 27th, A. D. 1894.

Int 49; rep com 76; aye & nay 120; amd 120; 3r 209; mes 472.

S. 13.—Mr. MAULDIN: A Joint Resolution to authorize the Governor to appoint a Commission to examine into and report the financial affairs of Greenville County.

Int 49; rep com 57; 2r 62; 3r 72; mes 116; rat 267.

S. 14.—Mr. COLE L. BLEASE: A Bill to amend Section 2165, Vol. 1, Code of Laws, 1902, so as to reduce passenger rates on railroads.

Int 50; rep com 460; cont n s 460.

S. 15.—Mr. BUTLER: A Bill to require railroad companies to construct, maintain and operate industrial side tracks.

Int 51; rep com 93; amd 106, 115; 2r 107; 3r 115; mes 519, 586, 539, 587; conf com 519; rep fr conf. com 592; rat 618.

S. 16.—Mr. DOUGLASS: A Bill prohibiting injury to certain property.

Int 51; rep com 78; l t 79.

S. 17.—Mr. W. E. JOHNSON: A Bill to amend Sections 265, 266, 272, 273 and 274 of the Criminal Code of South Carolina, so as to apply the provisions thereof to primary elections in this State.

Int 51; rep com 68; amd 83; 2r 83; 3r 104; rat 598.

S. 18.—Mr. von KOLNITZ: A Bill to authorize the Charleston Light and Water Company to construct and maintain a dam across Goose Creek, in Berkeley County.

Int 51; rep com 68; l t 91.

S. 19.—Mr. EARLE: A Bill in respect to attorneys' and officers' costs and fees.

Int 51; rep com 98; e w s o 265.

S. 20.—Mr. EARLE: A Bill relating to the punishment for vagrancy.

Int 51; rep com 68; rej 107.

S. 21.—Mr. W. E. JOHNSON: A Bill to require the attorney of the County Board of Commissioners to represent the State at inquests and at preliminary hearings of felonies, and to provide for his compensation therefor.

Int 51; rep com 68; l t 250.

S. 22.—Mr. COLE L. BLEASE: A Bill to amend the Act entitled "An Act to protect primary elections and conventions of political parties, and to punish frauds committed thereat," approved December 22d, A. D. 1888, so as to include the "Constitution" as well as the "Rules" of political parties.

Int 51; rep com 57; 2r 68; amd 68; 3r 72; rat 896.

S. 23.—Mr. BATES: A Bill to change the name of Bull Pond School House voting precinct to Bull Pond Club House.

Int 51; rep com 246; 2r 265; 3r 312; mes 472.

S. 24.—Mr. RAYSOR: A Bill to amend Chapter XXXII., Criminal Code, Volume 2, Code of Laws of South Carolina, 1902, regulating the sale of spirituous liquors.

Int 52; rep com 68; amd 278, 298; aye & nay 278, 294, 295; 2r 278; 3r 295; mes 417.

S. 25.—Mr. RAYSOR: A Joint Resolution proposing to amend Section 11, of Article V., of the State Constitution, with reference to appointments by the Governor to fill vacancies in the Supreme Court and inferior tribunals.

Int 52; rep com 57; aye & nay 71; amd 71; aye & nay 72; 2r 72; aye & nay 82; 3r 82.

S. 26.—Mr. RAYSOR: A Joint Resolution proposing to amend Section 16, of Article IV., of the State Constitution, with reference to the time to which the Governor may adjourn the General Assembly.

Int 52; rep com 57; aye & nay 78; amd 78; aye & nay 74; 2r 74; aye & nay 82; 3r 82; mes 238.

S. 27.—Mr. W. E. JOHNSON: A Bill to authorize and empower the North Augusta School District No. 66, of Aiken County, in the State of South Carolina, to issue bonds for purchase of a lot and the erection and equipment of a graded school building thereon, to provide for a Building Committee, and to provide means for the payment of said bonds and the interest thereon.

Int 54; rep com 79; 1 t 79.

S. 28.—Mr. RAYSOR: A Bill to authorize and empower the voters of School District No. 65, of the County of Orangeburg, to order an election and to issue coupon bonds of said School District for school purposes.

Int. 54; rep com 58; 2r 63; 3r 72; mes 349; rat 896.

S. 29.—Mr. BUTLER: A Bill to amend Section 553 of the Criminal Code of South Carolina, confining the hunting of certain birds to the months of December and January.

Int 54; rep com 111; rej 278.

S. 30.—Mr. WARREN: A Bill to provide for the holding of the Summer Term of Court of Common Pleas for Hampton County.

Int 54; rep com 69; 2r 83; 3r 88; rat 267.

S. 31.—Mr. CHRISTENSEN (by request): A Bill to finally dispose of all moneys in the State Treasury known as direct tax funds.

Int 54; rep com 177; 1 t 212.

S. 32.—Mr. W. E. JOHNSON: A Bill to require trolley cars run outside of cities and towns to provide certain conveniences for passengers.

Int 55; rep com 94; cont n s 278.

S. 33.—Mr. BRICE: A Bill to amend an Act entitled "An Act to provide for the charter fees for Domestic Building and Loan Associations," approved March 2d, 1903.

Int. 55; rep com 69; 2r 83; 3r 88; rat 598.

S. 34.—Mr. BRICE: A Bill to amend an Act entitled "An Act to amend Section 7 of an Act entitled 'An Act to provide for the election of the State Board of Control, and to further regulate the sale, use, consumption, transportation and disposition of intoxicating and alcoholic liquors or liquids in this State, and prescribe further penalties for violation of the Dispensary Law, and to police the same,'" approved February 25th, 1904.

Int 55; rep com 79; recom 79; rep com 125; aye & nay 256; e w s o 256.

S. 35.—Mr. WELLS: A Bill to amend an Act entitled "An Act to amend an Act entitled an Act to provide for the establishment of a new School District in the County of Darlington, and to authorize the levy and collection of a local tax therein," approved December 24th, 1885, and approved January 4th, 1894.

Int 55; 2r 63; 1 t 73.

S. 36.—Mr. HOUGH: A Bill to fix the salaries of the Sheriffs in this State.

Int 55; 2r 63; amd 72, 82; 3r 82; mes 470.

S. 37.—Mr. HAY: A Bill to amend Section 2785, of Vol. 1, Code of Laws of 1902.

Int 55; rep com 69; amd 84; 2r 84; 3r 88; rat 598.

S. 38.—Mr. EARLE: A Joint Resolution providing to amend Section 11, of Article IV., of the Constitution, relating to commutations and pardons.

Int 55; rep com 69; cont n s 172.

S. 39.—Mr. CHRISTENSEN: A Joint Resolution providing for the appointment of a Commissioner to examine into the terrapin, oyster and other shell fish interest belonging to the State, and to report to the General Assembly suitable measures to adopt in order to develop said industry.

Int 55; rep com 94; amd 173, 202; 2r 173; 3r 202; mes 517; rat 600.

S. 40.—Mr. RAYSOR: A Joint Resolution providing for a Commission to revise the General Free School Laws, and report to the next session.

Int 56; rep com 79; 2r 96; 3r 104; mes 282.

H. 41 (63).—Mr. MOSES: A Concurrent Resolution to appoint a Committee to inform Hon. D. C. Heyward and Hon. John T. Sloan of their re-election as Governor and Lieutenant Governor.

Int 58; adpt 58.

H. 42 (34).—Mr. HASKELL: A Concurrent Resolution to allow the introduction of a Bill to incorporate the Carolina Land Corporation of South Carolina.

Int 59; aye & nay 59; adpt 59.

H. 43 (33).—Mr. HEMPHILL: A Concurrent Resolution to permit the introduction of a Bill to charter the Mt. Pleasant and Georgetown Railway Company.

Int 58; aye & nay 58; adpt 58.

S. 44.—Mr. MCGOWAN: A Concurrent Resolution to permit the introduction of a Bill to amend an Act entitled an Act to incorporate the Board of Trustees of the Presbyterian College of South Carolina, approved February 20th, 1903.

Int 56; aye & nay 56; adpt 56; mes 64.

S. 45.—Mr. MARSHALL: A Bill to convert South Carolina College into a University. under the name of University of South Carolina.

Int 61; rep com 86; cont n s 436.

S. 46.—Mr. BLAKE: A Bill to prevent the spread of contagious diseases.

Int 61; rep com 79; 2r 95; 3r 104; mes 517; rat 599.

S. 47.—Mr. BIVENS: A Bill to amend Section 18 of the Code of Civil Procedure of the Code of Laws, Volume 2, 1902, fixing the time for holding the Courts for Dorchester County.

Int 61; rep com 69; 2r 84; 3r 94; mes 472.

S. 48.—Mr. RAYSOR: A Bill to define and prescribe the manner of "showing compliance with the requirements of the Constitution" to the Governor prior to the ordering an election as to the creation of a new County.

Int 61; rep com 69; 2r 84; aye & nay 240; amd 240; 3r 241; mes 520.

S. 49.—Mr. WELLS: A Bill to validate the last will and testament of Amenda S. Keigan.

Int. 61; rep com 79; 1 t 98; recom 423; amd 427; 2r 428; 3r 450; rat 600.

S. 50.—Mr. MANNING: A Bill to amend the Code of Laws of South Carolina, 1902, in reference to State Board of Assessors, and its duties.

Int 61; rep com 270; cont n s 271.

S. 51.—Mr. BLACK: A Joint Resolution proposing to amend Section 2, of Article III., of the State Constitution, enlarging the term of office of members of the House of Representatives to four years.

Int 62; rep com 80; cont n s 388.

S. 52.—Mr. McLEOD: A Bill to amend Section 816, Vol. 1, Code of Laws, 1902, so as to have same apply to Lee County.

Int 62; rep com 69; 2r 84; 3r 88; rat 896.

S. 53.—Mr. W. E. JOHNSON: A Bill to require companies operating trolley cars to provide separate compartments for white and colored passengers.

Int 62; rep com 126; amd 279; 2r 279; 3r 288; rat 598.

S. 54.—Mr. McGOWAN: A Bill to amend Section 7 of an Act entitled "An Act to incorporate the Board of Trustees of the Presbyterian College of South Carolina," approved 20th day of February, A. D. 1903, and to repeal Section 8 thereof.

Int 62; 2r 74; 3r 83; mes 280; rat 395.

S. 55.—Mr. COLE L. BLEASE: A Concurrent Resolution for leave to introduce a Bill to ratify and confirm the charter of the Parr Shoals Power Company.

Int 64; aye & nay 64; adpt 64; mes 77.

S. 56.—Mr. BROOKS: A Bill to provide for Game Wardens.

Int 65; rep com 86; 2r 107; 3r 115; rat 598.

S. 57.—Mr. HAY: A Bill to amend an Act to authorize the establishment of Municipal Courts in cities having a population of not less than four thousand and not more than twenty thousand inhabitants," approved February 19th, 1904.

Int 65; rep com 80; 2r 107; 3r 115; mes 837.

S. 58.—Mr. W. J. JOHNSON: A Bill to devolve upon the Board of Trustees of Winthrop Normal and Industrial College a joint duty and responsibility with the Board of Trustees of Clemson Agricultural and Mechanical College, in the inspection, analysis and taxing of commercial fertilizers, and to transfer one-third of the tag tax to the former College, and to deduct amount thereof from the current State appropriation to that College.

Int 65; rep com 111; cont n s 469.

S. 59.—Mr. COLE L. BLEASE: A Bill to provide enrollment in public night schools.

Int 65; rep com 80; 2r 107; 3r 115; rat 598.

S. 60.—Mr. HYDRICK: A Bill to enable municipal corporations or other corporations in this State engaged or about to engage in the business of supplying water for fire, sanitary or domestic purposes, to condemn land, water rights and water privileges and other property for the purpose of establishing, maintaining or extending water works systems, or for the purpose of securing a greater or better supply of water, or for the purpose of protecting the water sheds from contamination, or any conditions which may be a menace to the health of the community.

Int 65; rep com 80; amd 96; 2r 96; 3r 249; mes 581; rat 617.

S. 61.—Mr. COLE L. BLEASE: A Bill to amend Section 22, Volume 1, Code of Laws, 1902, relating to the forwarding of election returns.

Int 66; rep com 271; 2r 289; 3r 313; rat 599.

S. 62.—Mr. RAYSOR: A Bill to amend Section 2727, Civil Code, 1902, relating to the Chief Justice and Associate Justices of the Supreme Court.

Int 66; rep com 80; aye & nay 107; amd 108; 2r 108; 3r 117; rat 598.

S. 63.—Mr. MARSHALL: A Joint Resolution to authorize the Governor to appoint a Commission to examine into and report the financial affairs of Richland County.

Int 66; rep com 80; 2r 96; 3r 105; rat 567.

S. 64.—Mr. W. J. JOHNSON: A Joint Resolution providing for the purchase and cancellation of State bonds and stocks.

Int 66; rep com 112; l t 178.

S. 65.—Claim for advertising special elections by The State, \$34.15.

Int 66; rep com 81; adpt 81.

H. 66 (3).—Mr. SINKLER: A Bill to amend Section 1775 of the Code of Laws of South Carolina, 1902, Vol. 1, fixing liability of stockholders in banks and banking institutions.

Int 67; rep com 112; 2r 212; 3r 224; rat 268.

H. 67 (35).—JUDICIARY COMMITTEE: A Bill to amend "An Act entitled an Act relating to the selection, drawing and summoning of jurors in the Circuit Courts of this State," approved the 7th day of February, A. D. 1902, by adding thereto a Section to be known as Section 18a, to provide against an omission in preparing the jury list and boxes.

Int 67; 2r 84; 3r 89; rat 98.

H. 68 (38).—Mr. LYON: A Joint Resolution to authorize and require the County Superintendent of Education to approve, and the Treasurer of Abbeville County to pay, school claims to Miss Nannie Mattison.

Int 67; rep com 81; 3r 105; rat 268.

H. 69 (42).—Mr. LYON: A Joint Resolution to authorize and require the Treasurer of Abbeville County to pay to the County Superintendent of Education of Abbeville County two thousand two hundred and fifty dollars (\$2,250.00), and to provide for fees and expenses heretofore incurred in collecting the same.

Int 67; rep com 81; 2r 108; 8r 119; rat 267.

H. 70 (56).—Mr. TOOLE: A Bill to authorize and empower the North Augusta School District, No. 66, of Aiken County, in the State of South Carolina, to issue bonds for the purchase of a lot and the erection and equipment of a graded school building thereon, to provide for a Building Committee, and to provide means for the payment of said bonds and the interest thereon.

Int 67; rep com 81; 2r 108; 8r 119; rat 267.

H. 71 (62).—Mr. KERSHAW: A Bill to amend an Act entitled "An Act to provide for the establishment of a new School District in the County of Darlington, and to authorize the levy and collection of a local tax therein," approved December 24, 1885, and approved January 4, 1894.

Int 67; 2r 84; 8r 89; rat 267.

S. 72.—Mr. COLE L. BLEASE: A Bill to abolish the publication by public printer of a list of charters granted by Secretary of State, and Resolutions other than Joint Resolutions having the effect of law in the Statutes at Large and annual Acts of the General Assembly.

Int 66; rep com 81; cont n s 359.

S. 73.—Mr. McIVER: A Bill to amend Section 714, of Code of Laws, 1902, Volume 1, relating to State Treasurer, so as to require duplicate instead of triplicate receipts.

Int 66; rep com 81; 2r 96; 8r 105; rat 396.

S. 74.—Mr. COLE L. BLEASE: A Bill to amend Sub-division 3, of Section 1112, Vol. 1, Code of Laws, 1902, relating to time of examination of applicants to practice medicine.

Int 66; rep com 112; 1 t 112.

S. 75.—Mr. BLAKE: A Concurrent Resolution granting permission to introduce a Bill to incorporate the Board of Trustees of the Associate Reformed Presbyterian Synod of the South.

Int 74; aye & nay 74; adpt 74; mes 77.

S. 76.—Mr. COLE L. BLEASE: A Bill to ratify and confirm the charter of Parr Shoals Power Company, granted by the Secretary of State on the eighth day of December, 1904, and to confer additional powers on said company.

Int 75; rep com 87; amd 96; 2r 96; amd 105; 8r 105; mes 336; rat 396.

S. 77.—Mr. BRICE: A Bill to amend Section 1214 of the Code of Laws, relating to the transfer of persons in school districts.

Int 75; rep com 112; 2r 178; 8r 202; mes 501.

S. 78.—Mr. EARLE: A Bill relating to the survival of causes of action.

Int 75; rep com 112; amd 202; 2r 203; 8r 209; rat 598.

S. 79.—Mr. E. S. BLEASE: A Bill to prevent the appointment of certain persons to positions in the General Assembly and Engrossing Department.

Int 75; rep com 112; aye & nay 208; e w s o 203.

S. 80.—Mr. MAULDIN: A Joint Resolution to authorize corporations intending to furnish light, heat and power to the public to condemn rights of way and other easements over the lands of thers.

Int 75; rep com 126; 2r 212; 3r 223; recom 244; amd 249; 3r 249; mes 502.

S. 81.—Mr. MARSHALL: A Concurrent Resolution to prevent any one from interfering with the registers in the Senate Chamber or Hall of the House of Representatives, except the State Electrician or his agents.

Int 77; adpt 77; mes 78.

S. 82.—Mr. BUTLER: A Bill to punish the corrupt giving, offering, promising and receiving of gifts and gratuities.

Int 75; rep com 126; 2r 212; 3r 223; rat 598.

S. 83.—Mr. EARLE: A Bill to amend Section 2149 of the Civil Code, 1902, Vol. 1, relating to railroad crossing.

Int 76; rep com 297; l t 297.

S. 84.—Mr. EARLE: A Bill to limit the hours of employment of railroad employees operating trains.

Int 76; rep com 282; e w s o 359.

S. 85.—Mr. BLAKE: A Bill to incorporate the Board of Trustees of the Associate Reformed Presbyterian Synod of the South.

Int 76; 2r 96; 3r 105; rat 266.

S. 86.—Mr. McIVER: A Joint Resolution to further regulate the determination and the levy of special tax, and the election of Trustees in and for the "School District of the town of Cheraw."

Int 76; amd 97; 2r 97; 3r 105; rat 266.

S. 87.—Mr. MANNING: A Bill to amend Sections 1, 4, 5, 10 and 11 entitled "An Act to require the payment of annual license fees by corporations doing business in the State, and report to the Comptroller General," approved 1st day of March, 1904, so as to correct errors.

Int 76; rep com 86; 2r 108; 3r 117; mes 263; rat 305.

S. 88.—Mr. HOOD: A Bill to abolish days of grace on notes, bills of exchange, or other written obligations to pay money.

Int 76; rep com 118; e w s o 178.

S. 89.—Mr. BIVENS: A Bill to amend the law relating to Magistrates and their Constables, their powers, duties, jurisdiction, salaries, etc.

Int 76; rep com 118; amd 208, 210, 260, 290, 307, 357, 382; 2r 204; 3r 310; recom 357; 3r 357; recom 382; 3r 383; mes 521.

S. 90.—Mr. WELLS: A Bill to fix and declare the liabilities of any corporation, firm or individual operating a relief department to employees, and to regulate the operation of the same.

Int 76; rep com 177; 2r 212; 3r 223; rat 598.

S. 91.—Mr. HOOD: A Bill to repeal Section 2989, Civil Code, 1902, relating to jury fee.

Int 76; rep com 118; 2r 91; 3r 209; mes 501.

S. 92.—Mr. McIVER: A Bill to authorize and require the Counties of Chesterfield and Marlboro to purchase and own the Cheraw Bridge across the great Pee Dee River.

Int 76; rep com 113; 2r 289; aye & nay 358; cont n s 358.

H. 93 (162).—Mr. BEAMGUARD: A Concurrent Resolution to appoint a Committee of Three to examine the books and vouchers of the State Treasurer, Comptroller General, Secretary of State and Sinking Fund Commission.

Int 77; adpt 77.

H. 94 (10).—Mr. Whaley: A Bill to authorize the Charleston Light and Water Company to construct and maintain a dam across Goose Creek, in Berkeley County.

Int 78; 2r 91; 3r 95; rat 268.

H. 95 (22).—Mr. MORGAN: A Bill to amend Section 2941, of Vol. 1, Code of Laws of South Carolina, 1902, by striking out said Section, and inserting in lieu thereof another to be known as Section 2941.

Int 78; rep com 113; 2r 205; 3r 209; rat 267.

H. 96 (46).—Mr. McCOLL, Jr.: A Bill to authorize the Trustees of Clio School District, being School District No. 9, of Marlboro County, to issue bonds for the purpose of purchasing or exchanging school site, erecting school buildings thereon, and equipping the same.

Int 78; rep com 177; 2r 213; 3r 224; rat 343.

H. 97 (74).—NEWBERRY DELEGATION: A Bill to amend an Act entitled "An Act to establish the Newberry School District, to authorize the establishment of free graded schools therein, and to provide the means for the efficient management of the same," approved the 23d day of December, A. D. 1889.

Int 78; amd 97; 2r 97; 3r 105; rat 267.

S. 98.—Mr. WARREN: A Concurrent Resolution to fix the time for the election of certain officers.

Int 77; adpt 77; mes 88.

S. 99.—Mr. COLE L. BLEASE: A Bill to amend Section 562, Civil Code, Vol. 2, 1902, relating to appointment of County Dispensers.

Int 85; rep com 113; 2r 255; 3r 270; rat 598.

S. 100.—Mr. PEURIFOY: A Bill to amend Sections 3091 and 3092, Civil Code, 1902, relating to legal notices, by striking out word "Colleton."

Int 85; rep com 126; amd 205; 2r 205; 3r 209; mes 471, 502, 582; rat 618.

S. 101. Mr. BATES: A Bill to amend Section 805 of the Code of Laws, Vol. 2, of South Carolina, relating to the sale of diseased flesh.

Int. 85; rep com 113; amd 205; 2r 205; 3r 209; rat 598.

S. 102.—Mr. DOUGLASS: A Bill to authorize the Town Council of Union, in Union County, to elect a Town Auditor, to define his powers and duties, and fix his compensation.

Int 85; rep com 102; 2r 213; 3r 223; rat 396.

S. 108.—Mr. BUTLER: A Bill to establish Calhoun County.

Int 86; rep com 271; rej 362.

S. 104.—Mr. WELLS: A Joint Resolution to authorize the Comptroller General to draw his warrant on the State Treasurer for seven dollars and eighty-seven cents in favor of William M. Copeland.

Int 86; rep com 282; 2r 313; 3r 340; rat 569.

S. 105.—Mr. MARSHALL: A Concurrent Resolution to appoint a Committee to investigate the cause of the bursting of the boilers in the State House.

Int 91; adpt 91; mes 98.

S. 106.—Mr. STACKHOUSE: A Bill to authorize the Trustees of Fork School District, being School District Number 26, of Marion County, to issue bonds for the purpose of purchasing or paying for school buildings and sites and equipping the same.

Int 86; rep com 94; 2r 108; 3r 117; rat 266.

H. 107 (24).—Mr. COLCOCK (by request): A Bill to finally dispose of all moneys in the State Treasury known as "Direct Tax Funds."

Int 87; rep com 126; amd 206; 2r 206; recon 210; 3r 210; rat 343.

H. 108 (43).—Mr. STOLL: A Bill to amend Section 8 of an Act entitled "An Act to recharter the town of Kingstree," approved December 26, 1884.

Int 87; rep com 201; rej 201.

H. 109 (67).—Mr. PRINCE: A Bill to amend Section 1274, Article III., Chapter XXV., of the Code of Laws, relating to the powers of the Board of Visitors of the South Carolina Military Academy.

Int 87; rep com 113; 2r 225; 3r 244; rat 343.

H. 110 (54).—Mr. LYON: A Bill to amend Section 1198, Code of Laws of South Carolina, 1902, Vol. 1, so as to change the provisions as to traveling expenses of the County Superintendent of Education of Abbeville and Marlboro Counties.

Int. 87; rep com 94; recom 94; rep com 114; 2r 213; 3r 225; rat 267.

H. 111 (39): Mr. SINKLER: A Bill granting to the United States the title of this State to, and the jurisdiction of the State over, certain lands on Sullivan's Island, in Charleston County, for military purposes.

Int 87; rep com 114; 2r 213; 3r 225; rat 343.

H. 122 (175).—Mr. J. B. WATSON: A Concurrent Resolution, as to cotton ginning reports.

Be it resolved, by the House of Representatives of the State of South Carolina, the Senate concurring, That the Senators and Representatives of this State in the Congress of the United States be requested to procure, by Federal legislation, or otherwise, the prompt transmission by mail to each cotton ginner in this State a complete copy of all ginner's reports in this State to the Agricultural Department of the General Government, as soon as the same is received by said Department. That a copy of this Resolution, signed by the presiding officers and Clerks of the two Houses, be transmitted by mail to the senior United States Senator from this State for submission by him to the delegation from this State in the Federal Congress for their valuable attention.

Int 87; adpt 98.

S. 113.—STATEMENT OF SECRETARY OF STATE in regard to new County of Calhoun.

Int 86.

S. 114.—Mr. RAYSOR: A Bill to authorize and empower the voters of School District No. 28, of the County of Orangeburg, to order an election and to issue coupon bonds of said school district for school purposes.

Int 92; 2r 109; amd 117; 3r 117; mes 236; rat 895.

S. 115.—Mr. BROOKS: A Bill to establish an Infirmary for Confederate Veterans.

Int 92; rep com 399; amd 428; 2r 429; cont n s 451.

S. 116.—Mr. von KOLNITZ: A Bill to preserve the game fish, shell fish and terrapin in and on the public lands and waters of the State, and to provide a revenue therefrom for the benefit of the citizens of the State.

Int 92; rep com 114; recom 114; rep com 246; amd 359; 2r 360; 3r 388; mes 517; rat 600.

H. 117 (4).—JUDICIARY COMMITTEE substitute: A Bill to amend Section 1843 of the Code of Laws of South Carolina, 1902, Vol. 1, fixing liability of stockholders in corporations, other than banks and banking institutions.

Int 93; rep com 114; 2r 213; 3r 225; rat 343.

H. 118 (17).—Mr. ARDREY: A Bill to prohibit trespass.

Int 93; rep com 114; amd 213, 241; 2r 214; 3r 241; mes 248; rat 343.

S. 119.—Mr. HOOD: A Bill to amend an Act entitled "An Act relating to the selection, drawing and summoning of jurors in the Circuit Courts of this State," approved the seventh day of February, 1902.

Int 100; rep com 126; e w s o 239.

S. 120.—Mr. COLE L. BLEASE: A Bill to amend Section 2009 of the Code of Laws of South Carolina, Vol. 1, 1902, as amended by an Act approved 20th day of February, 1904, so as to except the city of Newberry from the provisions of said Section.

Int 100; 2r 214; 3r 223; mes 263.

S. 122.—Mr. BROWN: A Bill to validate and confirm the sale and conveyance of two lots, Nos. one and two, in the town of Darlington, known as the jail lots, by the County Board of Commissioners of Darlington County, to C. W. Hewitt.

Int 100; rep com 116; 2r 214; 3r 223; rat 396.

H. 123 (18).—Mr. FROST: A Bill for the protection of the aids to navigation, established by the authority of the United States Light House Board, within the State of South Carolina.

Int. 101; rep com 177; 2r 214; 3r 225; rat 343.

H. 124 (21).—Mr. MORGAN: A Bill to regulate the running of motor vehicles upon the public highways of this State, and fixing a penalty for the violation thereof.

Int 101; rep com 177; 2r 279; amd 289; 3r 289; mes 338, 369, 370; conf com 338; rep conf com 367; rat 552.

H. 125 (27).—Mr. NASH: A Bill to require the Register of Mesne Conveyance, or the Clerk of Court in certain Counties, to index certain papers as soon as filed for record.

Int 101; rep com 177; rej 279.

H. 126 (28).—Mr. LABAN MAULDIN: A Bill to repeal Section 469 of the Criminal Code of Laws of South Carolina, 1902, Vol. 2, relating to County Auditors.

Int 102; rep com 126; 2r 214; 3r 225; rat 267.

H. 127 (70).—Mr. YELDELL: A Bill to regulate the traffic in seed cotton and unpacked lint cotton.

Int 102; rep com 116; 2r 214; 3r 225; rat 267.

S. 128.—Mr. W. E. JOHNSON: A Bill to make it a misdemeanor to speak to or utter in the presence of any person any vile or opprobrious language calculated to bring about a breach of the peace.

Int 101; rep com 127; aye & nay 280; e w s o 280.

S. 129.—Mr. EFIRD: A Bill to amend Section 22 of the Code of Civil Procedure, being a part of the Code of Laws of South Carolina, 1902, relating to the holding of Courts in the Fifth Judicial Circuit, as amended by Act approved February 25, A. D. 1904.

Int 101; sp com 101; rep sp com 246; 2r 265; 3r 288; mes 508.

S. 130.—Mr. MAULDIN: A Bill to prohibit the granting of hotel and beer privileges by the State Board of Control.

Int 101; rep com 127; aye & nay 418, 419, 427; 2r 419; recom 427; rep com 460; cont n s 460.

S. 131.—Mr. WILLIAMS: A Joint Resolution to authorize the State Board of Health of South Carolina, to negotiate with the U. S. Government to operate the State Quarantine Stations under certain conditions.

Int 101; rep com 127; 2r 214; 3r 223; rat 590.

S. 132.—Mr. BROWN: A Bill to require all common carriers for hire to transport Sheriffs and their deputies free when on official business.

Int 101; rep com 127; amd 226; aye & nay 408; e w s o 409.

H. 133 (238).—Mr. LESTER: A Concurrent Resolution as to introduction of a Bill.

Resolved, by the House of Representatives, the Senate concurring, That leave be, and is hereby, granted for the introduction of a Bill to amend an Act entitled "An Act to incorporate the Johnston, Saluda, Greenwood and Anderson Railroad Company," approved 21st day of February, A. D. 1901, so as to change the name of said company.

Int 102; indef post 388.

S. 134.—Mr. HAY: A Bill to provide for the resurvey and location of the boundary line between the Counties of Kershaw and Lancaster, in the State of South Carolina.

Int 109; rep com 127; amd 250; 2r 250; 3r 264; rat 600.

S. 135.—Mr. MAULDIN: A Bill to give Magistrates jurisdiction to try and punish for the unlawful sale or barter of alcoholic liquors.

Int 109; rep com 127; 2r 250; 3r 264.

S. 136.—Mr. STACKHOUSE: A Bill to amend Section 1 of an Act entitled "An Act to amend the various Statutes and the laws as to school districts embracing the towns of Marion, Mullins, Latta and Dillon, in Marion County.

Int 109; 2r 215; 3r 223; rat 396.

S. 137.—Mr. BROOKS: A Bill to provide for the payment of the salary of Clerk of State Pension Board, the expenses, per diem and mileage of the State Board and County Board of Pensions.

Int 110; rep com 283; rej 283.

S. 138.—Mr. MANNING: A Bill in reference to the duties of Chairmen of local Boards of Assessors and their compensation.

Int 110; rep com 178; 2r 226; 3r 241; amd 241; mes 518; rat 600.

S. 139.—Mr. HOOD: A Bill to amend Section 430, Vol. 1, Code of Laws of South Carolina, 1902, so as to further provide for the collection of taxes which have escaped assessment in any year.

Int 110; rep com 127; 2r 215; 3r 223; rat 508.

S. 140.—Mr. MARSHALL: A Bill to further regulate the salaries of certain Court Stenographers.

Int 110; rep com 206; cont n s 409.

S. 141.—Mr. WARREN: A Bill to repeal Section 311 of the Civil Code of Laws of South Carolina.

Int 110; rep com 128; 2r 215; amd 240; 3r 240; mes 501.

H. 142 (256).—A Concurrent Resolution tendering thanks to the Daughters of the Confederacy.

Int 116; adpt 116.

S. 143.—Mr. CHRISTENSEN: A Bill to amend Sections 204 and 205 of the Criminal Code of Laws of South Carolina, prohibiting the issue and using of free passes.

Int 110; rep com 128; aye & nay 251, 268; e w s o 251; recon 268; 2r 268; 3r 268; rat 598.

S. 144.—Mr. HOOD: A Bill prescribing the proof of the incompetency of witnesses.

Int 110; rep com 178; rej 409.

S. 145.—Mr. HOOD: A Bill to amend Section 2468, Civil Code of 1902, relating to the distribution of intestates' estates.

Int 110; rep com 178; cont n s 474.

S. 146.—Mr. HOOD: A Bill to amend an Act entitled "An Act to fix the salaries of County Supervisors," approved the 24th day of February, 1904, increasing the salary of the County Supervisor of Anderson County to \$1,500.

Int 110; recalled from com 167; amd 216; 2r 216; 3r 223; mes 471.

S. 147.—Mr. BUTLER: A Bill to require Clerk of Court to keep a record of the names of all persons elected to any office within their County.

Int 110; rep com 201; 2r 216; 3r 242; rat 508.

S. 148.—Mr. HAY: A Bill to amend an Act entitled "An Act to provide for the erection and equipment of a new Court House at Camden and to authorize the issue of bonds for such purpose," approved February 19th, 1904.

Int 111; 2r 216; 3r 223; rat 396.

S. 149.—Mr. PEURIFOY: A Bill to authorize and empower the County Board of Commissioners of Colleton County to sell a portion of poor farm and to use proceeds of sale in improvements.

Int 111; 2r 216; 3r 224; mes 471.

H. 150 (61).—Mr. SELLERS: A Bill for the protection of birds other than game birds and their nests and eggs, and to provide for the punishment of violations thereof.

Int 167; rep com 258; amd 360; 2r 361; 3r 388; mes 416; rat 552.

H. 151 (48).—Mr. CLOY: A Bill to declare seduction of any woman, under promise of marriage, a crime, and fixing the punishment therefor.

Int 167; rep com 178; 2r 226; amd 242; 3r 242; mes 248; rat 431.

S. 152.—Mr. BRICE: A Bill to regulate the sale of cocaine, opium and morphine.

Int 124; rep com 271; 1 t 271.

S. 153.—Mr. HOOD: A Bill to amend Subdivision 2, of Section 2491, of Code of Laws of South Carolina, 1902, Vol. 1, reducing the time to prove wills or other form of law to two years.

Int 124; rep com 178; cont n s 429.

S. 154.—Mr. BATES: A Bill to abolish the office of Township Commissioner in Barnwell County, and make the General Law as to County Government and assessment of property for taxation applicable therein.

Int 124; 2r 216; amd 242; 3r 242; rat 600.

S. 155.—Mr. BUTLER: A Bill to devolve the duties of the Board of Public Works for the town of Gaffney upon the Town Council and Treasurer and Clerk, and fixing the amount of bond of said Treasurer and Clerk at \$5,000.

Int 124; 2r 216; 3r 224; rat 397.

S. 156.—Mr. HARDIN (by request): A Bill to repeal Article I., Chapter XXXIV., Title XI., being Sections 1529-1549, both inclusive, as now contained in Vol. 1 of the Code of Laws of South Carolina, 1902, relating to fertilizers and fertilizing materials, and to enact certain Sections in lieu thereof.

Int 124; rep com 258; 2r 313; 3r 340; mes 508.

S. 157.—Mr. HARDIN: A Bill to provide for the temporary borrowing by the County Treasurer of Chester County of certain funds and to direct the application of the same.

Int 124; 2r 217; 1 t 250.

S. 158.—Mr. STACKHOUSE: A Joint Resolution (with a petition), to relieve James D. Montgomery, County Treasurer of Marion County, and the Aetna Indemnity Company, of Hartford, Connecticut, the surety on his official bond, from liability for paying certain school teachers' pay certificates on which the names of School Trustees were forged by G. Raymond Berry, late County Superintendent of Education for Marion County.

Int 125; rep com 178; 2r 217; 3r 224; rat 598.

S. 159.—Mr. CHRISTENSEN: A Concurrent Resolution in regard to the obstruction of Scriven's Ferry, in Beaufort County.

Int 125; adpt 217; mes 237.

S. 160.—Mr. WILLIAMS: A Bill authorizing the passage of ordinances by incorporated cities and towns and the promulgation of rules and regulations by the State Board of Health, to enforce and compel the vaccination and revaccination of citizens and residents of the State of South Carolina, and prescribing the duties of certain officials and persons to that end, and providing certain penalties for failure, refusal or neglect to comply with the provisions of the same.

Int 176; rep com 229; 2r 301; 3r 313; mes 581; rat 617.

50—S. J. (500)

S. 161.—LEE COUNTY DELEGATION: A Bill to enable the Commissioners of the Sinking Fund to lend funds to the County Board of Commissioners of Lee County, to pay the past indebtedness of said County, and to authorize the said County Board of Commissioners to pledge the special tax levy herein provided to secure the same.

Int 176; rep com 222; amd 251; 2r 251; 3r 264; mes 368; rat 602.

S. 162.—Mr. WILLIAMS: A Bill to authorize and empower the County Board of Commissioners for Williamsburg County to sell the County's poor house and farm and to purchase another.

Int 176; 2r 217; 3r 224; mes 504.

S. 163.—Mr. CARPENTER: A Bill to fix the time for electing Trustees for Easley School District No. 13, in May.

Int 176; rep com 208; 2r 226; 3r 248; rat 396.

S. 164.—Mr. RAYSOR: A Bill to enable and authorize School District No. 70, embracing the town of Ellore, in Orangeburg, to issue bonds for the purpose of paying for the erection and maintenance of a public school building, and to provide for the payment of accruing interest and principal of said bonds.

Int 176; 2r 217; 3r 224; rat 396.

S. 165.—Mr. von KOLNITZ: A Bill to amend Section 163 of the Criminal Code of South Carolina, so as to make it a crime to break into any vessel.

Int 176; rep com 208; 2r 226; 3r 248; mes 337.

S. 166.—Mr. DOUGLASS: A Bill to amend Section 2836, Code of Laws, 1902, relating to the payment of money to minors by including Master within its provisions.

Int 177; rep com 208; l t 208.

H. 167 (97).—Mr. MORRISON: A Bill to fix the amount of the bonds to be given by the County officers of the County of Greenwood.

Int 182; rep com 201; 2r 217; 3r 225; rat 267.

H. 168 (99).—Mr. Richards: A Bill to amend an Act entitled "An Act to authorize the establishment of municipal Courts in cities having a population of not less than four thousand and not more than twenty thousand inhabitants."

Int 182; recalled from com 229; 2r 252; 3r 264; rat 431.

H. 169 (86).—Mr. DOAR: A Bill to further regulate the hunting of deer in this State.

Int 182; rep com 208; amd 455; 2r 455; 3r 473; rat 552.

S. 170.—Mr. MAULDIN: A Bill to provide for a submission to the voters of all Counties wherein Dispensaries are established the question of "Dispensary," "High License" or "Prohibition," and to provide the details for carrying out the result of such election, and to abolish the State Dispensary.

Int 200; rep com 355; cont n s 380.

S. 171.—Mr. BROWN: A Bill to establish a new voting precinct in Darlington County, to be known as Clyde, at Clyde.

Int 200; rep com 247; 2r 256; 3r 288; mes 517; rat 598.

S. 172.—Mr. WALKER: A Bill to provide for a reappraisement and reassessment for taxation of certain abandoned rice lands.

Int 200; rep com 208; 2r 226; amd 243; 3r 243; rat 396.

S. 173.—Mr. E. S. BLEASE: A Bill to amend Section 2187, Volume 1, Code of Laws of South Carolina, 1902, in reference to notice of accidents to be given by railroad corporations.

Int 200; rep com 246; 2r 286; 8r 288; mes 518; rat 600.

S. 174.—Mr. HOOD: A Bill to amend Section 2449 of the Code of Laws of South Carolina, 1902, as amended by an Act entitled "An Act to amend an Act entitled an Act to amend Section 2449 of the Code of Laws of South Carolina, 1902, concerning the lien of certain mortgages, as amended by an Act approved the 23d day of February, 1908, by adding a proviso thereto," approved 20th February, 1904, to prevent the renewal of the lien of such mortgages.

Int 200; rep com 229; cont n s 429.

S. 175.—Mr. HOOD: A Bill to amend an Act entitled "An Act to fix the compensation for County Commissioners," approved 25th February, 1904, so far as it relates to number of days service by County Commissioners.

Int 200; amd 227, 243; 2r 227; 8r 243; mes 471.

S. 176.—Mr. HOOD: A Bill to amend Section 8 of an Act to fix the amount of the compensation to be paid to the County officers of the various Counties of the State, approved 27th February, 1902, by increasing the compensation of the Clerk of the Board of County Commissioners to five hundred dollars for Anderson County.

Int 200; 2r 218; 8r 224; mes 471.

S. 177.—Mr. DAVIS: A Joint Resolution to refund certain overpaid taxes to Mrs. Sarah E. Weeks, of Clarendon County.

Int 201; rep com 230; 2r 252; 8r 264; mes 445; rat 602.

S. 178.—Mr. STACKHOUSE: A Joint Resolution (with a petition) to relieve W. E. Blue, late County Treasurer of Marion County, and his sureties as such, from liability on account of paying certain school certificates on which the names of the School Trustees were forged.

Int 201; rep com 230; 2r 253; 8r 264; rat 599.

S. 179.—Mr. COLE L. BLEASE: A Bill to amend Section 2729 of Code of Laws, Volume 1, 1902, relating to disqualification of Justices of Supreme Court to sit in certain cases.

Int. 206; rep com 230; aye & nay 400; indef post 410.

S. 180.—Mr. HOOD: A Bill to change the County line of Anderson County, so as to include a portion of Abbeville County.

Int 207; rep com 271; aye & nay 429; rej 429.

S. 181.—Mr. COLE L. BLEASE: A Bill to compel the Columbia, Newberry and Laurens Railroad Company and Southern Railway Company to erect a Union Depot at Newberry.

Int 207; rep com 283; con n s 283.

S. 182.—Mr. COLE L. BLEASE: A Bill to amend Section 2820, Code of Laws of South Carolina, Vol. 1, 1902, relating to disqualification of Judges to preside in the trial of certain causes.

Int 207; rep com 230; aye & nay 400; indef post 410.

S. 183.—Mr. MAULDIN: A Bill to amend Section 1079, Volume 1, Code of Laws, 1902, as to compensation of the State Board of Pensions.

Int 207; rep com 230; 2r 266; 8r 288; rat 599.

S. 184.—Mr. MAULDIN: A Bill to amend an Act entitled "An Act to amend Sub-division Class C, No. 1, of Section 2, of an Act to amend Sections 1065, 1066 and 1067, Chapter XXII, Volume 1, of the Code of Laws of South Carolina, 1902, relating to Pensions," approved the 26th day of February, A. D. 1902, approved 11th day of February, A. D. 1904, so as to reclass widows, and provide for disposition of dues to deceased pensioners.

Int 207; rep com 230; 2r 266; e w s o 289.

S. 185.—Mr. MARSHALL: A Joint Resolution to authorize the Governor to enter into a contract with the representatives of soldiers to collect whatever pay is due soldiers for services rendered in the Spanish-American War.

Int 207; rep com 298; 2r 314; 3r 340; mes 504.

H. 186 (9).—Mr. Kershaw: A Bill to amend an Act entitled "An Act to amend Section 1731, Vol. 1, Code of Laws of South Carolina, 1902, so as to reduce tobacco warehouse charges," approved March 1, 1904, so as to restore the charges changed by said Act.

Int 208; 2r 227; 3r 244; rat 431.

S. 187.—Mr. BIVENS: A Bill to amend Section 2310, Civil Code of South Carolina, relating to contracts of sale for future delivery.

Int 219; rep com 231; cont n s 361.

S. 188.—Mr. EFIRD: A Bill to ratify the amendment to Section 9, of Article III., of the State Constitution, so as to provide for bi-ennial sessions of the General Assembly.

Int 219; rep com 387; cont n s 387.

S. 189.—Mr. W. J. JOHNSON: A Joint Resolution to empower and require the Trustees of School District No. 5, to transfer four hundred (\$400) dollars of the surplus to the Trustees of School District No. 22 of Fairfield County for the building and maintenance of a graded school.

Int 219; 2r 253; 3r 264; mes 445; rat 602.

S. 190.—Mr. W. J. JOHNSON: A Bill to reorganize the military forces of this State, to adopt and make of force a military code, and to provide penalties for the violation thereof, and to repeal all laws referring to the military forces not herein re-enacted.

Int 219; rep com 298; 2r 389; H. 429 sub. for S. 190, 436; l t 447.

S. 191.—SPECIAL COMMITTEE (with report): A Bill to amend the law in reference to the Board of Phosphate Commissioners, and to further define their powers and duties.

Int 219; aye & nay 232; recon 232; rep com 271; cont n s 456.

H. 192 (196).—Mr. LYON: A Bill to require the Secretary of State to make reports to the Comptroller General of certain fees and funds, and to fix the time for the payment thereof to the State Treasurer.

Int 232; rep com 246; 2r 266; 3r 288; rat 431.

H. 193 (404).—NEWBERRY DELEGATION: A Bill to amend an Act entitled "An Act to enable and authorize School District No. 14, in Newberry County, to issue bonds for the purpose of building and erecting a school house therein, and to purchase a lot therefor," approved 20th day of February, A. D. 1904, and to validate the bonds issued under authority of said Act.

Int 232; rep com 271; 2r 302; 3r 312; rat 431.

H. 194 (392).—Mr. D. L. GREEN: A Bill to repeal Section 1507, Article II., Chapter XXXIII., Vol. 1, Code of Laws of South Carolina, 1902, relating to the General Stock Law.

Int 232; rep com 293; 2r 314; amd 341; mes 369; rat 430.

H. 195 (384).—Mr. WHALEY: A Bill to amend Section 163 of the Criminal Code of South Carolina, so as to make it a crime to break into any vessel.

Int 233; rep com 296; 2r 314; 3r 338; rat 431.

H. 196 (388).—Mr. BRICE: A Bill to provide for the erection of a new jail and repair of the Court House in Fairfield County, and to appoint a Commission whose duty it shall be to supervise the application of the funds arising from the sale or hypothecation of said bonds issued in aid of the erection of said jail and repair of said Court House.

Int 233; rep com 321; amd 456; 2r 457; 3r 505; mes 532, 534, 574; conf com 533; rep conf com 541; fr conf com 541; rep fr conf com 592.

H. 197 (387).—BARNWELL DELEGATION: A Bill to abolish the office of Township Commissioner in Barnwell County, and make the General Law as to County government and assessment of property for taxation applicable therein.

Int 233; rep com 449; 2r 474; 3r 504; rat 601.

H. 198 (383).—Mr. BASS: A Joint Resolution to authorize and require the Board of County Commissioners of Williamsburg County to draw their warrant upon the County Treasurer of said County in favor of Pauly Jail Building Company for the sum of four hundred and sixty dollars, to pay balance due for building County jail, and to authorize Treasurer to pay same.

Int 233; 2r 252; 3r 264; rat 431.

H. 199 (232).—Mr. SINKLER: A Bill to amend Section 146, Code of Civil Procedure, by adding at the end of said Section a proviso thereto.

Int 233; rep com 296; 2r 314; 3r 338; rat 431.

H. 200 (233).—Mr. RICHARDS: A Joint Resolution providing for payment of seventy-eight dollars and thirty-nine cents to J. J. Goodale, of Kershaw County, for filling out term of W. R. McCreight, deceased.

Int 233; rep com 355; 2r 389; 3r 405; rat 551.

H. 201 (204).—Mr. DeVORE: A Bill to amend Section 1239 of Vol. 1, Code of Laws of South Carolina, by striking out "Edgefield" everywhere it occurs in said Section.

Int 233; rep com 296; amd 314; 2r 314; 3r 340; mes 369; rat 551.

H. 202 (180).—Mr. RICHARDS: A Joint Resolution to refund certain overpaid taxes to W. L. DePass.

Int 233; rep com 283; 2r 314; 3r 338; rat 431.

H. 203 (145).—Mr. WIMBERLY: A Bill to amend Section 1525 of the Civil Code, 1902, relating to fences in the Counties of Berkeley, Dorchester and Horry.

Int 234; rep com 283; amd 361; 2r 361; 3r 388; mes 417; rat 554.

H. 204 (253).—Mr. LAWSON: A Joint Resolution to refund to G. D. Norris, of Darlington County, \$15.26 excess of taxes paid by him.

Int 234; rep com 283; 2r 315; 3r 338; rat 430.

H. 205 (246).—Mr. MORRISON: A Bill to authorize the Trustees of Greenwood School District, No. 18, to borrow money to pay off past indebtedness.

Int 234; rep com 272; 2r 302; 3r 312; rat 431.

H. 206 (32).—Mr. MORGAN: A Bill to ratify the amendment to Section 7, Article VIII., of the Constitution of 1895, relating to municipal bonded indebtedness.

Int 234; rep com 298; aye & nay 315, 339; 2r 315; 3r 339; rat 430.

H. 207 (194).—Mr. NASH: A Bill to ratify the amendment to the Constitution of 1895, whereby Subdivision II. and Subdivision IX., of Section 34, Article III., thereof, is repealed.

Int 234; rep com 298; aye & nay 315, 339; 2r 315; 3r 339; rat 430.

H. 208 (193).—Mr. NASH: A Bill to ratify the amendment of the Constitution of 1895, whereby a new Article thereof is added relating to roads, highways and drainage.

Int. 234; rep com 299; aye & nay 315, 339; 2r 316; 3r 340; rat 430.

H. 209 (109).—Mr. TRIBBLE: A Bill to amend an Act approved the 20th day of February, A. D. 1904, entitled "An Act to exempt soldiers and sailors from paying licenses," by striking out on the third printed line of said Act the words "who enlisted from this State," so that said Act when so amended shall read as follows.

Int 234; rep com 390; amd 465; 2r 465; 3r 505; mes 535, 586; conf com 535; rep conf com 540; fr conf com 541; rep fr conf com 508.

H. 210 (40).—Mr. WHALEY: A Bill to vest the right, title and interest of the State in and to certain personal property.

Int 234; rep com 344; aye & nay 420, 451; 2r 420; amd 451; 3r 451; rat 553.

H. 211 (91).—Mr. KIRBY: A Bill to require the payment of certain pensions after death of claimant.

Int 234; rep com 400; amd 465, 474; 2r 466; 3r 474; mes 508, 519, 520, 587; conf com 519; rep conf com 521; fr conf com 521; rep fr conf com 542; rat 601.

H. 212 (167).—Mr. Foster: A Bill to empower Heath Spring School District, No. 38, of Lancaster County, to increase school levy to five mills.

Int 234; rep com 312; amd 361; 2r 361; 3r 388; mes 417; rat 554.

H. 213 (144).—Mr. HIGGINS: A Bill to authorize and empower School District No. 52, of Newberry County, in the State of South Carolina, to issue bonds for purchase of a lot, and the erection and equipment of a school building thereon, to provide for a Building Committee, and to provide for the payment of said bonds, and the interest thereon.

Int 234; rep com 272; 2r 302; 3r 312; rat 432.

H. 214 (153).—Mr. M. W. WALKER: A Bill to amend Section 1040, Civil Code, 1902, so far as same relates to Spartanburg County, by making salaries therein provided payable monthly at the option of the Magistrates and Constables.

Int 235; rep com 272; 2r 302; 3r 312; rat 430.

H. 215 (19).—Mr. MORGAN: A Bill making certain offenses in primary elections misdemeanors, and prescribing penalties therefor.

Int 235; rep com 299; 2r 530; amd 603; 3r 603; mes 605; rat 618.

H. 216 (78).—Mr. HASKELL: A Bill to establish a State armory.

Int 235; rep com 356; aye & nay 474, 475; amd 492, 546; 2r 492; 3r 505; recalled from House 531; mes 538; recon 545; 3r 546, rat 601.

H. 217 (69).—Mr. McMASTER: A Bill to require corporations to audit and pay claims of their employees within this State.

Int 235; rep com 344; 2r 530; aye & nay 579; amd 579; 3r 579; mes 584, 586, 607; conf com 586; rep conf com 614; rat 618.

H. 218 (190).—SPECIAL COMMITTEE: A Bill to amend Section 25 of the Code of Civil Procedure, relating to the time of holding the Courts of the Eighth Judicial Circuit.

Int 235; rep com 290; sp com 290.

H. 219 (5).—Mr. NASH: A Bill to further provide for the creation and continuance, and to define the duties and powers of the Historical Commission of this State, now existing under the terms of an Act entitled "An Act to provide for the appointment of a Historical Commission of the State of South Carolina, for the purpose of collecting and preserving all matter relating to the history of the State," approved December 27, 1894.

Int 235; rep com 247; 2r 316; amd 341; 3r 341; mes 360; rat 430.

H. 220 (281).—Claim of J. B. Armstrong, salary, \$47.23.

Int 237; rep com 437; adpt 441.

H. 221 (282).—Claim of J. E. Murray, salary, \$151.67.

Int 237; rep com 441; adpt 475.

H. 222 (284).—Claim of Palmetto Bank and Trust Co., loan \$264.85.

Int 237; rep com 437; adpt 441.

H. 223 (285).—Robinson & Elliott, tax abatement, \$15.72.

Int 237; rep com 437; adpt 441.

H. 224 (286).—Claim of James Y. Culbreath, Special Judge, \$140.08.

Int 237; rep com 437; adpt 441.

H. 225 (287).—Claim of Evening Telegram, advertising, \$44.82.

Int 237; rep com 437; adpt 441.

H. 226 (288).—Claim of C. M. Matthews, services, \$11.60.

Int 237; rep com 437; adpt 441.

H. 227 (289).—Claim of Mrs. Sallie B. Brown, tax refund, \$13.80.

Int 237; rep com 437; adpt 441.

H. 228 (290).—Claim of J. Q. Marshall, Committee expenses, \$33.10.

Int 237; rep com 437; adpt 441.

H. 229 (291).—Claim of J. Q. Marshall, Committee expenses, \$26.40.

Int 237; rep com 437; adpt 441.

H. 230 (292).—Claim of J. S. Trantham, expenses, \$92.00.

Int 237; rep com 438; adpt 441.

- H. 231 (293).—Claim of R. O. Jones, fuel for State House, \$527.37.
Int 237; rep com 438; adpt 441.
- H. 232 (294).—Claim of M. P. Howell, elector, \$34.00.
Int 237; rep com 438; adpt 441.
- H. 233 (295).—Claim of N. H. Stansell, elector, \$23.20.
Int 237; rep com 438; adpt 441.
- H. 234 (296).—Claim of T. J. Cunningham, elector, \$19.10.
Int 237; rep com 438; adpt 441.
- H. 235 (297).—Claim of William Shannon, elector, \$7.80.
Int 237; rep com 438; adpt 441.
- H. 236 (298).—Claim of Olin Sawyer, elector, \$20.30.
Int 237; rep com 438; adpt 441.
- H. 237 (299).—Claim of George Johnstone, elector, \$8.70.
Int 237; rep com 438; adpt 441.
- H. 238 (300).—Claim of H. H. Watkins, elector, \$24.70.
Int 237; rep com 438; adpt 441.
- H. 239 (301).—Claim of A. W. Summers, elector, \$13.10.
Int 237; rep com 438; adpt 441.
- H. 240 (302).—Claim of W. T. Jeter, elector, \$17.60.
Int 237; rep com 438; adpt 441.
- H. 241 (303).—Claim of Union Times Company, proclamations, \$12.00.
Int 237; rep com 438; adpt 441.
- H. 242 (304).—Claim of The Record, advertising, \$44.10.
Int 237; rep com 438; adpt 441.
- H. 243 (305).—Claim of Florence Daily Times, advertising, \$22.29.
Int 237; rep com 438; adpt 441.
- H. 244 (306).—Claim of Union Times, advertising elections, \$42.74.
Int 237; rep com 438; adpt 441.
- H. 245 (307).—Claim of Progress, advertising elections, \$42.74.
Int 238; rep com 438; adpt 441.
- H. 246 (308).—Claim of Keowee Courier, advertising elections, \$46.20.
Int 238; rep com 438; adpt 441.

H. 247 (126).—Mr. LANEY: A Bill to authorize the Trustees of Jefferson Special School District, No. 9, in Chesterfield County, to issue bonds for the purpose of erecting school buildings and equipping same and purchasing a lot or lots.

Int 235; 2r 252; 3r 265; rat 431.

H. 248 (408).—Mr. LAWSON: A Bill to create the Township of Clyde, in Darlington County, and to change the boundary line of Hartsville Township, in said County.

Int 235; rep com 299; 2r 316; 3r 333; rat 432.

H. 249 (47).—Mr. CLOY: A Bill to make the obstruction of any street or road of any kind, by any railroad or person, a misdemeanor.

Int 236; rep com 247; cont n s 544.

H. 250 (270).—Mr. MORGAN: A Bill to regulate the sale of cocaine, morphine, and chloral in this State, and provide punishment for violations thereof.

Int 236; rep com 271; cont n s 544.

H. 251 (197).—Mr. BAKER: A Bill to amend Section 1796 of the Code of Laws of 1902, Vol. 1, by adding a proviso at the end of said Section, relating to "Live Stock Insurance."

Int 236; rep com 299; 2r 316; 3r 339; rat 551.

H. 252 (379).—Mr. BASS: A Bill to authorize and empower the County Board of Commissioners for Williamsburg County to sell the County's Poor House and Farm and to purchase another.

Int 236; 2r 252; 3r 265; rat 602.

H. 253 (374).—Mr. GASTON: A Bill to provide for the temporary borrowing by the County of certain funds, and to direct the application of the same.

Int 236; 2r 252; 3r 265; rat 348.

H. 254 (155).—Mr. HASKELL: A Bill to make it a misdemeanor to place any explosive substance whatever upon the rail of any railroad in this State by any unauthorized persons.

Int 236; rep com 299; 2r 316; 3r 339; rat 430.

H. 255 (111).—Mr. HEMPHILL: A Bill to amend an Act entitled "An Act to incorporate Mount Pleasant and Georgetown Railway Company."

Int 236; rep com 258; 2r 302; 3r 312; rat 430.

S. 256.—Mr. BATES: A Bill to change the time of holding the fall term of the Courts of the Second Circuit.

Int 228; rep com 300; sp com 300.

S. 257.—Mr. RAYSOR: A Bill to require the qualified electors of the town of Fort Motte to hold a second municipal election.

Int 228; 2r 252; 3r 264; mes 370.

S. 258.—Mr. HAY: A Bill to fix the salary of the Judge of Probate of Kershaw County.

Int 228; rep com 258; 2r 302; 3r 313; recom 341; amd 342; 3r 342; rat 599.

S. 250.—Mr. MANNING (by request): A Bill to repeal Sections 360, 362, both inclusive, of the Criminal Code of South Carolina, and to enact certain Sections in lieu thereof.

Int 228; rep com 259; 2r 350; amd 358; 3r 358.

S. 260.—Mr. McLEOD (by request): A Bill to punish the wilful and malicious taking or removing, or taking or removing with intent to steal, or with intent to injure, of the brasses, bearings, waste or packing from out any journal box or boxes of any locomotive engine, tender, carriage, coach, car, caboose or truck, used or operated upon any railway, whether operated by steam or electricity.

Int 228; rep com 300; 2r 316; 3r 340; rat 599.

S. 261.—Mr. HOLLIDAY: A Bill to provide for the purchase by the County of Horry of certain township bonds issued by certain townships in that County, in aid of the construction of a railroad.

Int 228; rep com 284; 1 t 284.

S. 262.—Mr. EARLE: A Bill to repeal Section 1783, Code of Laws of South Carolina 1902, Vol. 1, relating to foreign corporations, and re-enact said Section 1783 as a part of Section 1794, Code of Laws of South Carolina, 1902, Vol. 1.

Int 228; rep com 300; amd 317; 2r 317; 3r 340; rat 599.

S. 263.—Mr. DENNIS: A Bill to authorize the County Treasurer of Berkeley County to pay school claims of A. H. DeHay.

Int 228; rep com 283; amd 317; 2r 317; 3r 341; mes 502.

S. 264.—Mr. WELLS: A Bill to fix the amount of the compensation to be paid to the County officers of the various Counties of the State.

Int 229; amd 308, 377; 2r 306; recom 318; rep com 356; 3r 382; mes 490; mes 530, 537, 585; rep conf com 521, 539; fr conf com 521, 540; rep fr conf com 540; rat 618.

S. 265.—Mr. W. E. JOHNSON: A Bill to authorize the town of Wagener to issue bonds for public improvements.

Int 229; 2r 257; 3r 264; rat 306.

S. 266.—Mr. RAYSOR: A Bill to amend an Act entitled an Act to provide for the corporation of towns of less than one thousand inhabitants, approved the 2d March, A. D. 1896, by adding a new Section 22 to provide for repealing municipal elections in certain cases.

Int 229; rep com 300; amd 317; 2r 317; 3r 341; rat 599.

S. 267.—Mr. von KOLNITZ: A Bill to amend Section 1847, Civil Code of South Carolina, relating to the issuance of certificates of stock.

Int 229; rep com 284; 2r 318; 3r 341; rat 599.

S. 268.—Mr. MAULDIN: A Concurrent Resolution for leave to introduce a Bill to incorporate Saluda River Power Company.

Int 238; aye & nay 238; adpt 238; mes 243.

H. 269 (394).—Mr. PRINCE: A Concurrent Resolution to grant leave to introduce a Bill to amend the charter of incorporation of Williamston Female College, so as to change the name to Lander College.

Int 238; aye & nay 238; adpt 238.

H. 270 (117).—Mr. SINKLER: A Bill to prevent merchants engaged in buying and selling merchandise, while indebted, from selling their entire stock of merchandise in bulk, or selling the major portion thereof otherwise than in the ordinary course of trade.

Int 247; rep com 300; cont n s 544.

H. 271 (122).—Mr. W. J. GIBSON: A Bill to amend an Act entitled "An Act to amend Section 11 of an Act entitled 'An Act to fix the amount of the compensation to the County officers of the various Counties of the State,' approved February 25, 1902," approved the 20th of February, 1903, by increasing the salaries of the County Superintendent of Education of Spartanburg County to \$1,200.

Int 247; rep com 463; l t 514.

H. 272 (262).—Mr. POLLOCK: A Bill to make additional provisions for the inspection of fertilizers and fertilizing materials, and for an additional experiment station at Winthrop College.

Int 247; rep com 284; aye & nay 458; indef post 458.

H. 273 (206).—Mr. DEVORE: A Bill to authorize and require the Supervisors of Registration for Edgefield County to revise the registration books of said County, and to require the County Commissioners of said County to pay for same.

Int 248; rep com 444; amd 475, 506; 2r 475; 3r 506; mes 588; rat 601.

H. 274 (475).—Mr. COTHRAN: A Concurrent Resolution to introduce a Bill to incorporate the Saluda River Power Company.

Int 248; aye & nay 248; adpt 248.

S. 275.—Mr. BIVENS: A Bill (with a petition) to admit Robt. L. Limehouse to practice law in this State without first being examined.

Int 245; rep com 460; rej 460.

S. 276.—Mr. MAULDIN: A Bill to incorporate Saluda River Power Company.

Int 246; rep com 259; 2r 307; 3r 313; mes 589.

S. 277.—Report of the Commission to take charge of and direct the completion of the inside of the State House.

Int 247.

S. 278.—Account of State Company for printing, \$18.50.

Int 246; rep com 463; adpt 463.

S. 279.—Mr. BRICE: A Bill to amend an Act entitled "An Act to amend Section 7 of an Act entitled 'An Act to provide for the election of the State Board of Control and to further regulate the sale, use, consumption, transportation and disposition of intoxicating and alcoholic liquors or liquids in this State, and prescribe further penalties for violation of the Dispensary Law, and to police the same,' approved March 6, 1896," approved February 25th, A. D. 1904, by striking out and repealing the proviso of Section 7 of the original Act as therein appearing as to special tax levy and certain forfeitures.

Int 257; rep com 344; l t 420.

S. 280.—Mr. BROWN: A Bill to empower School District No. 40, of Lancaster County, consisting of parts of said County and Kershaw County, to issue \$12,000 coupon bonds for school purposes.

Int 257; rep com 272; amd 307; 2r 307; 3r 313; mes 504.

S. 281.—Mr. COLE L. BLEASE: A Bill to divide the State into ten Judicial Circuits, and to provide for the holding of the Circuit Courts therein.

Int 257; rep com 301; l t 889.

S. 282.—Mr. STACKHOUSE: A Bill (with a petition) to relieve the sureties on the official bonds of G. Raymond Berry, late County Superintendent of Education of Marion County.

Int 257; rep com 272; 2r 307; 3r 318; rat 600.

S. 283.—Mr. PEURIFOY: A Bill to enable the Supervisor and Treasurer of Colleton County to borrow funds with which to defray current expenses of said County for the year 1905, and to authorize the Supervisor to pledge the levy for ordinary County purposes for year 1905, to secure the same with interest thereon.

Int 257; 2r 307; 3r 313; mes 518, 533, 575, 576; conf com 533; rep conf com 543; fr conf com 543; rep fr conf com 578; rat 617.

S. 284.—Mr. WILLIAMS: A Bill to license the sale of coca cola and to provide a punishment for the violation thereof.

Int 258; rep com 301; recom 301; rep com 400; cont n s 400.

H. 285 (79).—Mr. RICHARDS: A Bill to encourage the erection of adequate school buildings.

Int 259; rep com 356; 2r 514; aye & nay 604; 3r 604; rat 620.

H. 286 (309).—Claim of Oconee News, advertising elections, \$46.20.

Int 260; rep com 438; adpt 441.

H. 287 (310).—Claim of Clinton Gazette, advertising elections, \$46.14.

Int 260; rep com 438; adpt 441.

H. 288 (311).—Claim of Kershaw Era, advertising elections, \$33.14.

Int 260; rep com 438; adpt 441.

H. 289 (312).—Claim of Enterprise Publishing Co., advertising elections, \$57.14.

Int 260; rep com 438; adpt 441.

H. 290 (313).—Claim of Lancaster Ledger, advertising elections.

Int 260; rep com 438; adpt 441.

H. 291 (314).—Claim of Lancaster Review, advertising elections, \$43.00.

Int 260; rep com 438; adpt 441.

H. 292 (315).—Claim of The People, advertising elections, \$42.92.

Int 260; rep com 438; adpt 441.

H. 293 (316).—Claim of Conway Publishing Co., advertising elections, \$11.32.

Int 260; rep com 438; adpt 441.

H. 294 (317).—Claim of Greenwood Index, advertising elections, \$42.88.

Int 260; rep com 438; adpt 441.

- H. 295 (318).—Claim of Greenwood Journal, advertising elections, \$42.88.
Int 260; rep com 439; adpt 441.
- H. 296 (319).—Claim of Greenwood News, advertising elections, \$58.88.
Int 260; rep com 439; adpt 441.
- H. 297 (320).—Claim of The Advocate, advertising elections, \$48.42.
Int 260; rep com 439; adpt 441.
- H. 298 (321).—Claim of The New Era, advertising elections, \$45.82.
Int 260; rep com 439; adpt 441.
- H. 299 (322).—Claim of Manning Publishing Co., advertising.
Int 260; rep com 439; adpt 441.
- H. 300 (323).—Claim of estate of W. R. Jones, tax refund, \$11.37.
Int 260; rep com 439; adpt 441.
- H. 301 (324).—Claim of Manning Times, advertising election, \$46.82.
Int 260; rep com 439; adpt 441.
- H. 302 (325).—Claim of Carolina Citizen, advertising election, \$44.10.
Int 261; rep com 439; adpt 441.
- H. 303 (326).—Claim of Cheraw Chronicle, advertising election, \$44.10.
Int 261; rep com 439; adpt 441.
- H. 304 (327).—Claim of Chesterfield Advertiser, advertising election, \$44.10.
Int 261; rep com 439; adpt 441.
- H. 305 (328).—Claim of Beaufort Gazette, advertising election, \$36.12.
Int 261; rep com 439; adpt 441.
- H. 306 (329).—Claim of Barnwell People, advertising election, \$10.88.
Int 261; rep com 439; adpt 441.
- H. 307 (330).—Claim of the New Sentinel, advertising election, \$43.92.
Int 261; rep com 439; adpt 441.
- H. 308 (331).—Claim of Anderson Daily Mail, advertising election, \$48.58.
Int 261; rep com 439; adpt 441.
- H. 309 (332).—Claim of Honea Path Chronicle, advertising election, \$48.58.
Int 261; rep com 439; adpt 441.
- H. 310 (333).—Claim of Edisto Record, advertising election, \$45.16.
Int 261; rep com 439; adpt 441.

H. 311 (334).—Claim of Press and Banner, advertising election, \$41.74.

Int 261; rep com 439; adpt 441.

H. 312 (335).—Claim of The R. L. Bryan Co., printing, \$218.50.

Int 261; rep com 439; adpt 441.

H. 313 (336).—Claim of U. R. Brooks, Clerk Supreme Court, \$10.00.

Int 261; rep com 439; adpt 441.

H. 314 (337).—Claim of W. B. Williams, Auditor York County, \$112.96.

Int 261; rep com 439; adpt 441.

H. 315 (338).—Claim of D. T. Moore, refund taxes, \$45.00.

Int 261; rep com 439; adpt 441.

H. 316 (339).—Claim of O. B. Martin, expenses State Board of Education, \$58.57.

Int 261; rep com 441; adpt 466.

H. 317 (342).—Claim of Dr. J. L. Napier, State Board of Medical Examiners, \$31.40.

Int 261; rep com 439; adpt 441.

H. 318 (343).—Claim of Dr. W. P. Porcher, State Board of Medical Examiners, \$34.95.

Int 261; rep com 440; adopt 441.

H. 319 (344).—Claim of Dr. S. C. Baker, State Board Medical Examiners, \$24.50.

Int 261; rep com 440; adopt 441.

H. 320 (343).—Claim of Dr. O. B. Mayer, State Board of Medical Examiners, \$25.50.

Int 261; rep com 440; adopt 441.

H. 321 (346).—Claim of Dr. R. A. Bratton, State Board of Medical Examiners, \$29.00.

Int 261; rep com 440; adopt 441.

H. 322 (347).—Claim of Davis Furman, State Board of Medical Examiners, \$32.20.

Int 262; rep com 440; adpt 441.

H. 323 (348).—Claim of Dr. W. M. Lester, State Board Medical Examiners, \$21.35.

Int 262; rep com 440; adpt 441.

H. 324 (349).—Claim of Dr. T. G. Croft, State Board Medical Examiners, \$27.25.

Int 262; rep com 440; adpt 441.

H. 325 (350).—Claim of Dr. Mary R. Baker, State Board Medical Examiners, \$100.00.

Int 262; rep com 441; adpt 514.

H. 326 (351).—Claim of Dr. J. L. Napier, State Board Medical Examiners, \$30.60.

Int 262; rep com 440; adpt 441.

H. 327 (352).—Claim of Dr. W. P. Porcher, State Board Medical Examiners, \$33.30.

Int 262; rep com 440; adpt 441.

H. 328 (353).—Claim of Dr. Davis Furman, State Board Medical Examiners, \$33.30.

Int 262; rep com 440; adpt 441.

H. 329 (354).—Claim of Dr. R. A. Bratton, State Board of Medical Examiners, \$28.50.

Int 262; rep com 440; adpt 441.

H. 330 (355).—Claim of Dr. O. B. Mayer, State Board Medical Examiners, \$24.30.

Int 262; rep com 440; adpt 441.

H. 331 (356).—Claim of Dr. W. M. Lester, State Board Medical Examiners, \$20.00.

Int 262; rep com 440; adpt 441.

H. 332 (357).—Claim of Dr. T. G. Croft, State Board Medical Examiners, \$26.50.

Int 262; rep com 440; adpt 441.

H. 333 (358).—Claim of Dr. S. C. Baker, State Board Medical Examiners, \$24.30.

Int 262; rep com 440; adpt 441.

H. 334 (359).—Claim of Ernest Moore, Special Judge, \$251.22.

Int 262; rep com 440; adpt 441.

H. 335 (360).—Claim of F. B. Gary, Special Judge, \$504.00.

Int 262; rep com 440; adpt 441.

H. 336 (361).—Claim of J. A. McCullough, Special Judge, \$189.44.

Int 262; rep com 440; adpt 441.

H. 337 (362).—Claim of Ellis G. Graydon, Special Judge, \$225.36.

Int 262; rep com 440; adpt 441.

H. 338 (363).—Claim of C. C. Featherstone, Special Judge, \$183.86.

Int 262; rep com 440; adpt 441.

H. 339 (364).—Claim of J. E. MacDonald, Special Judge, \$162.91.

Int 262; rep com 440; adpt 441.

H. 340 (365).—Claim of J. E. MacDonald, \$203.19.

Int 262; rep com 440; adpt 441.

H. 341 (366).—Claim of Martin F. Ansel, \$120.00.

Int 262; rep com 440; adpt 441.

S. 342.—Mr. W. E. JOHNSON: A Bill to provide against strikes, lockouts and similar troubles.

Int 270; rep com 284; cont n s 514.

S. 343.—Mr. WELLS: A Bill to amend an Act entitled "An Act to regulate the manner in which common carriers doing business in this State shall adjust freight charges and claims for loss or damage to freight," approved 23d day of February, A. D. 1903.

Int 281; rep com 345; cont n s 544.

S. 344.—Mr. BROOKS (by request): A Bill to provide for supplying pensioners with a copy of the Confederate rolls.

Int 281; rep com 356; rej 356.

S. 345.—Mr. WELLS: A Joint Resolution to authorize the County Treasurer of Williamsburg County to transfer to the County Treasurer of Florence County certain funds belonging to that District in Williamsburg County incorporated in Florence County, and as to the disposition of the same.

Int 281; rep com 345; l t 345.

H. 346 (385).—JUDICIARY COMMITTEE: A Bill to divide the State into ten Judicial Circuits and arrange the same.

Int 282; rep com 300; aye & nay 342, 350, 351, 397, 398; amd 362, 397, 408; 2r 362; 3r 396; recon 408; 3r 408; mes 411, 416, 426; conf com 411; rep conf com 415; fr conf com 415; rep fr conf com 422; rat 446.

S. 347.—Mr. EFIRD: A Bill to amend Section 888 of Civil Code of South Carolina, Vol. 1, Code of Laws of South Carolina, relative to Magistrates' inquests in the place and stead of Coroners.

Int 281; rep com 350; rej 356.

S. 348.—Mr. HYDRICK: A Bill to amend an Act entitled "An Act to encourage the establishment of libraries in the public schools of the rural districts," approved 18th February, 1904.

Int 281; rep com 356; 2r 429; l t 547.

S. 349.—Mr. W. E. JOHNSON: A Bill to amend Section 1 of an Act entitled "An Act to further regulate the appointment and pay of State Constables by striking out Section 661, in Vol. 1, Code of Laws, 1902, page 271, and insert a Section in lieu thereof," approved 19th day of February, A. D. 1903, so as to increase the pay of State Constables.

Int 281; rep com 357; 2r 412; aye & nay 412; amd 412; 3r 418; mes 582; rat 617.

S. 350.—Mr. DENNIS: A Bill to fix a tax on live stock in that portion of Berkeley County now exempt from the operation of the Stock Law, as set out in Section 1505 of Civil Code of South Carolina, Volume 1, Code of Laws of South Carolina, for the purpose of building and maintaining fences along the lines of said exempted territory, as set out in said Section 1505, and to provide for the appointment of a Commission to disburse said tax.

Int 281; rep com 400; cont n s 544.

S. 351.—Mr. BRICE: A Bill to amend Subdivision 5, of Section 23, of Code of Laws of South Carolina, 1902, Vol. II. (Code of Civil Procedure), relating to the time of holding the Circuit Court for York County.

Int 281; rep com 357; amd 389; 2r 380; 3r 405.

S. 352.—Mr. BUTLER: A Joint Resolution as to creation of Calhoun County.

Int 282; rep com 357; rej 357.

S. 353.—FINANCE COMMITTEE: A Bill to enable the Commissioners of the Sinking Fund to lend the County Board of Commissioners of Horry County funds for the purchase by Horry County of certain township bonds issued by certain townships in said County, in aid of the construction of a railroad, and relating to the purchase of said township bonds by said County.

Int 284; 2r 318; 3r 341; mes 445; rat 602.

S. 354.—Mr. PEURIFOY: A Bill to amend Section 1396, Code of Laws, of South Carolina, Volume 1, 1902, relating to laying out streets in incorporated towns.

Int 297; rep com 345; 2r 389; 3r 405; rat 599.

S. 355.—Mr. BUTLER: A Bill to require the Secretary of State to collect at least five dollars for a charter.

Int 297; rep com 345; 2r 390; amd 405; 3r 405; rat 599.

S. 356.—Mr. CHRISTENSEN: A Bill for the further protection of partridges and quail.

Int 297; rep com 449; cont n s 544.

H. 357 (255).—Mr. LOFTON: A Concurrent Resolution to authorize the appointment of a Committee to whom shall be referred all Bills and Resolutions on the subject of fish, terrapins, &c.

L t 390.

S. 358.—Mr. MAULDIN: A Bill to provide for the celebration of South Carolina Day in the public schools.

Int 311; rep com 356; cont n s 515.

S. 359.—Mr. MAULDIN (by request): A Bill to amend Section 1 of an Act entitled "An Act to give the Railroad Commissioners jurisdiction over all telephone lines, stations and exchanges and over all persons, firms or corporations, owning or operating any telephone lines, station or exchange for the transmission of intelligence for hire, in this State," approved February 25th, 1904.

Int 311; rep com 386; rej 386.

S. 360.—Mr. BLACK: A Joint Resolution authorizing the Attorney General to mark satisfied a certain judgment against S. G. Mayfield, C. B. Free, Peter W. Sandifer and the estates or legal representatives of E. M. Kennerly and J. W. Lancaster (now deceased).

Int 311; rep com 400; amd 420; 2r 421; 3r 427; rat 600.

S. 361.—Mr. MAULDIN: A Concurrent Resolution inviting General Fitzhugh Lee to address the General Assembly.

Resolved by the Senate, the House concurring, That General Fitzhugh Lee be invited to address the General Assembly in the Hall of the House of Representatives in the interest of the Jamestown celebration on the evening of February 9th.

Int 319; adpt 319; mes 349.

S. 362.—Mr. STACKHOUSE: A Bill to authorize the County Board of Commissioners of Marion County to convey by deed a site on the Court House Square to the Marion Public Library.

Int 320; l t 390.

S. 363.—Mr. WARREN: A Joint Resolution authorizing the County Commissioners of Hampton County to sell and convey the ten acres of land in the town or village of Gillisonville on which the old Beaufort District (now County) Court House was located.

Int 320; 2r 390; 3r 406; rat 597.

51—S. J. (500)

H. 364 (100).—Mr. K. D. EDWARDS: A Bill prohibiting shooting matches for prizes of value.

Int 336; rep com 386; rej 386.

H. 365 (80).—Mr. RICHARDS: A Bill to require School Trustees to make annual reports to the patrons of public schools.

Int 336; rep com 386; rej 386; recon 423; cont n s 544.

H. 366 (235).—JUDICIARY COMMITTEE: A Bill to define and prescribe the manner of showing compliance with the requirements of the Constitution to the Governor prior to his ordering an election as to the creation of a new County.

Int 336; rep com 386; 2r 466; 3r 472; rat 552.

H. 367 (102).—Mr. KERSHAW: A Bill to amend Section 296, Vol. 2, Code of Laws, 1902, Criminal Code, so as to prevent cock-fighting in this State.

Int 336; rep com 387; rej 387.

H. 368 (132).—Mr. GYLES: A Bill to regulate the fees of physicians in this State, testifying as experts in any of the Courts.

Int 336; rep com 401; 2r 466; 3r 472; rat 552.

S. 369.—Mr. MARSHALL: A Bill to require the Southern Railway Company to open up the eastern end of Richland and Laurel streets (in the city of Columbia) to traffic by bridging the cuts across said street through which said railroad passes.

Int 320; rep com 401; amd 422; 2r 422; 3r 427; mes 518; rat 599.

S. 370.—Mr. McGOWAN: A Concurrent Resolution to permit the introduction of a Bill entitled "A Bill to incorporate Reedy River Power Company, in Laurens County."

Int 320; aye & nay 320; adpt 320; mes 349, 368.

S. 371.—Mr. BUTLER: A Concurrent Resolution to permit the introduction of a Bill entitled "A Bill to incorporate the Cherokee, Union and Spartanburg Railroad."

Int 321; aye & nay 321; adpt 321; mes 349, 363.

S. 372.—Account of the Press and Banner, for printing, \$1.50.

Int 320; rep com 463; adpt 463.

H. 373 (401).—Mr. LYON: A Joint Resolution to authorize and require the County Superintendent of Education of Abbeville County to approve, and the Treasurer to pay, school claims of Miss Lula McNair.

Int 346; rep com 363; 2r 390; 3r 405; rat 551.

H. 374 (372).—Mr. DAVIS: A Bill to authorize the County Board of Commissioners of Berkeley County to draw their warrant in favor of L. A. Coward for \$75.00 for building Garner's Bridge, and to require the County Treasurer to pay the same.

Int 346; rep com 365; rej 365; recon 365; recom 365; rep com 414; rej 414.

H. 375 (416).—Mr. T. J. MAULDIN: A Bill to authorize and empower the Trustees of Liberty School District, being District No. 11, of Pickens County, to order an election and issue coupon bonds of said school district for school purposes.

Int 346; rep com 363; 2r 390; 3r 404; rat 551.

H. 376 (506).—Mr. LESTER: A Bill to repeal an Act entitled "An Act to provide for the establishment of new School Districts in Edgefield County, now Saluda County, and to authorize the levy and collection of a special school tax therein," approved December 24, A. D. 1888, and to place the said School District under the General School Law.

Int 346; cont n s 391.

H. 377 (537).—Mr. FRASER: A Bill to amend Section 993, of Vol. 1, of the Code of Laws of South Carolina, 1902, relating to Magistrates' books.

Int 346; rep com 387; 2r 476; 3r 504; rat 601.

H. 378 (538).—Mr. GAUSE: A Joint Resolution to authorize the County Treasurer of Williamsburg County to transfer to the County Treasurer of Florence County certain funds belonging to that District in Williamsburg County, incorporated in Florence County, and as to the distribution of the same.

Int 346; 2r 391; 3r 405; rat 551.

H. 379 (484).—Mr. COTHRAN: A Bill to incorporate Saluda River Power Company and to authorize said company to erect a dam or dams across Saluda River in Pickens and Greenville Counties, for development of the power of said river and converting same into electrical power.

Int 346; rep com 437; 2r 466; rat 620.

H. 380 (463).—Mr. PYATT: A Joint Resolution to require the Comptroller General and County Supervisor of Georgetown County to draw their warrants in favor of H. Kamminer Kinard, said County and State Treasurer to pay the same, for \$26.49 and \$50.00, respectively, to refund overpaid taxes.

Int 347; rep com 304; amd 391; 2r 391; 3r 407; mes 417; rat 554.

H. 381 (486).—Mr. PRINCE: A Bill to amend the charter of incorporation of Williamston Female College, of Greenwood, South Carolina, so as to change the name thereof to Lander College, and so as to authorize said college to confer degrees.

Int 347; 2r 391; amd 407, 424; 3r 407; recon 424; 3r 424; mes 426; rat 553.

H. 382 (495).—DARLINGTON DELEGATION: A Bill to authorize the Trustees of High Hill School District, being School District No. 12, of Darlington County, to issue bonds for the purpose of purchasing or paying for school sites and equipping same.

Int 347; rep com 364; amd 391; 2r 391; 3r 407; mes 417; rat 553.

H. 383 (500).—Mr. REAVES: A Bill to authorize the Trustees of Mullins School District, being District No. 34, of Marion County, to issue bonds for the purpose of purchasing or paying for school buildings and sites and equipping same.

Int 347; rep com 364; 2r 392; 3r 404; rat 552.

H. 384 (496).—Mr. DAVIS: A Bill to authorize the Commissioners of the Sinking Fund to lend funds to the County Board of Commissioners of Berkeley County, to pay for a new jail building, and to constitute the County Board of Commissioners with the Sheriff of the County a Building Committee for said jail building.

Int 347; rep com 364; 2r 392; 3r 405; rat 553.

H. 385 (535).—Mr. VERNER: A Joint Resolution to authorize and require the payment of the claim of W. J. Schroder, County Treasurer of Oconee County, of \$24.66.

Int 347; 2r 392; 3r 405; rat 552.

H. 386 (164).—Mr. PITTMAN: A Bill to amend an Act entitled "An Act to incorporate the town of Bishopville, in Sumter County," approved December 24, 1888, Statutes at Large, 229, as to the publication of receipts and disbursements by the municipal authorities.

Int 347; rep com 437; rej 437.

H. 387 (516).—Mr. BRANTLEY: A Bill to amend Section 3118 of Code of Laws of South Carolina, 1902, Vol. 1, by removing Orangeburg County from the exceptions of said Section 3120 of said Code of Laws, relating to fees of Sheriff of Orangeburg County.

Int 348; 2r 392; 3r 405; rat 553.

H. 388 (549).—JUDICIARY COMMITTEE: A Bill to amend Section 397 of the Code of Laws of South Carolina, Vol. 1, by including Spartanburg in the provisions thereof.

Int 348; rep com 387; 2r 466; 3r 473; rat 552.

H. 389 (471).—Mr. NICHOLSON: A Bill to authorize the Clerk of Court of Edgefield County to dispose of and pay out certain pension funds now in his possession to Nellie Creed, T. J. McManus, Amanda Jones, Mrs. N. F. Brown and W. L. Quattlebaum.

Int 348; rep com 364; rej 364; recon 384; recom 384; rep com 414; 2r 467; 3r 473; rat 552.

H. 390 (397).—Mr. HERBERT: A Joint Resolution to authorize the Governor to enter into a contract with the representatives of soldiers to collect whatever pay is due soldiers for services rendered in the Spanish-American War.

Int 348; rep com 401; 2r 467; 3r 473; rat 552.

H. 391 (584).—Mr. BRANTLEY: A Bill to amend an Act entitled "An Act to amend Section 791 of the Civil Code of South Carolina, Vol. 1, in so far as the same relates to Colleton County," approved 2d day of March, A. D. 1903, in so far as same relates to Orangeburg County.

Int 348; indef post 392.

H. 392 (513).—Mr. CLOY: A Joint Resolution to authorize and require the payment of sixteen dollars and thirty cents to Mrs. Elizabeth Samuel, of Aiken County.

Int 348; rep com 364; rej 365; recon 436; recom 436; rep com 487; 2r 467; 3r 473; rat 552.

H. 393 (438).—Mr. TOOLE: A Bill to empower the Adjutant and Inspector General to add names to the Confederate rolls, upon proper proof.

Int 348; rep com 402; amd 467, 474; 2r 467; 3r 474; rat 552.

H. 394 (501).—Mr. HARLEY: A Bill to punish the wilful and malicious taking or removing, or taking or removing with intent to steal, or with intent to injure, of the brasses, bearings, waste, or packing from out any journal box or boxes of any locomotive engine, tender, carriage, coach, car, caboose, or truck used or operated upon any railroad, whether the same be operated by steam or electricity.

Int 348; cont n s 544.

H. 395 (532).—Mr. FOSTER: A Bill to empower School District No. 40, of Lancaster County, consisting of parts of said County and Kershaw County, to issue \$12,000 coupon bonds for school purposes.

Int 349; amd 393; 2r 393; 3r 407; mes 417; rat 553.

S. 396.—Mr. BUTLER: A Bill to incorporate the Cherokee, Union and Spartanburg Railroad.

Int 344; recalled from com 358; 2r 398; amd 406; 3r 406; mes 504.

S. 397.—Mr. DOUGLASS: A Bill to amend Sections 4 and 6 of "An Act to authorize the Trustees of Jonesville School District, of Union County, to issue bonds for the purpose of erecting school buildings and equipping same and purchasing lot or lots," approved the 12th day of March, A. D. 1904, by creating a Sinking Fund Commission for the purpose of lending and investing surplus funds.

Int 344; 2r 393; 3r 406; rat 599.

S. 398.—Mr. BUTLER: A Bill to provide for the times of holding Courts in the several Judicial Circuits, and to arrange the same.

Int 344.

H. 399 (458).—Mr. SPIVEY: A Bill to authorize and empower the County Board of Commissioners of Horry County to sell the County Poor Farm and to purchase another.

Int 349; rep com 365; amd 393; 2r 393; 3r 407; mes 417; rat 553.

S. 400.—Mr. MCGOWAN: A Bill to incorporate Reedy River Power Company.

Int 344; 2r 394; amd 406; 3r 406; mes 582; rat 617.

S. 401.—Mr. EARLE: A Concurrent Resolution for leave to introduce a Bill to ratify and confirm the charter of the Oconee Water, Light and Power Company.

Int 355; aye & nay 355; adpt 355; mes 368.

S. 402.—Mr. HOOD: A Bill to authorize and empower Samuel M. Orr and H. H. Watkins and their associates, heirs and assigns and the corporation to be organized by them, and their associates and assigns, and the successors and assigns of such corporation to construct and maintain a dam or dams across Savannah River at or in the vicinity of Gregg Shoals and Cherokee Shoals, either or both of them, for the purpose of developing water power and electrical power for commercial uses and other purposes.

Int 354; 2r 394; 3r 406; rat 599.

S. 403.—Mr. BROWN: A Bill to authorize and require the rerunning and remaking a portion of the boundary line between this State and the State of North Carolina.

Int 354; 2r 394; 3r 406; rat 600.

S. 404.—Mr. WELLS: A Bill to further regulate the carrying of freight.

Int 354; rep com 402; cont n s 545.

S. 405.—Mr. C. M. DAVIS: A Bill to amend the law as to the election, powers and duties of the Trustees of Pine Grove School District, in Clarendon County.

Int 354; 2r 394; 3r 406; rat 599.

S. 406.—Claim of Messrs. Cave and Simmons for overpaid taxes, \$24.42.

Int 355; rep com 441; cont n s 515.

S. 407.—Account of Marlboro Democrat, \$8.00.

Int 355; rep com 463; adpt 463.

S. 408.—Account of St. Stephen's Echo, \$14.00.

Int 355; rep com 463; adpt 463.

S. 409.—Account of Pee Dee Advocate, \$17.44.

Int 355; rep com 463; adpt 463.

H. 410 (29).—Mr. TOOLE: A Bill to amend an Act entitled "An Act to amend Section 7 of an Act entitled 'An Act to provide for the election of the State Board of Control, and to further regulate the sale, use, consumption, transportation, and disposition of intoxicating and alcoholic liquors or liquids in this State, and prescribe further penalties for violation of the Dispensary Laws, and to police the same,' approved March 6, 1896," approved February 25, 1894, by striking out and repealing the proviso to Section 7 of the original Act as therein appearing, as to special tax levy and certain forfeitures.

Int 367; rep com 402; aye & nay 516; e w s o 516.

H. 411 (418).—Mr. BRANTLEY: A Bill to amend an Act entitled "An Act to amend an Act entitled 'An Act to fix the compensation to be paid to the County officers of the various Counties of the State,' approved 27th of February, A. D. 1902, as to salaries of Coroners in Fairfield, Chester, Hampton, Marlboro, Williamsburg and Lancaster Counties," approved the 22d day of February, A. D. 1904, by including the word Orangeburg in the title, and by changing the salary in Orangeburg County.

Int 367; indef post 467.

S. 412.—Mr. HARDIN: A Bill to amend an Act entitled "An Act to authorize and empower the County Board of Commissioners of Chester County to issue seventy-five thousand dollars of interest-bearing coupon bonds of said County for the purpose of refunding the present bonded indebtedness of said County falling due 1st February, 1905, upon bonds issued in aid of the Cheraw and Chester Railroad Company under the authority of an Act of the General Assembly," approved March 14th, 1874, and to provide the manner in which the said bonds shall be executed, issued, registered, sold and retired, and to provide for an annual levy for the payment of the coupons at their maturity, and to provide a sinking fund, approved 18th February, A. D. 1904, leaving said bonds subject to taxation and providing for disposition of surplus.

Int 363; 2r 395; 3r 406; mes 459.

S. 413.—Mr. STACKHOUSE: A Bill (with petition) for the further relief in territory in Marion County heretofore exempt from the Stock Law.

Int 363; 2r 395; 3r 407; rat 600.

S. 414.—Mr. EARLE: A Bill to ratify and confirm the charter of the Oconee Water, Light and Power Company granted by the Secretary of State on the second day of December, 1904, and to confer additional powers on said company.

Int 363; amd 395; 2r 395; 3r 407; mes 582; rat 617.

H. 415 (514).—JUDICIARY COMMITTEE: A Bill to repeal Sections 2744, 2745, 2746 and 2747 of the Code of Laws of South Carolina, 1902, Volume 1, relating to special terms of Courts, and the appointment of Special Judges to hold same.

Int 385; rep com 460; rej 460.

H. 416 (375).—Mr. NASH: A Bill to assign the present Circuit Judges to proper Circuits, in order to conform to the provisions of an Act entitled "An Act to divide the State into ten Judicial Circuits, and arrange the same."

Int 385; rep com 449; amd 476, 547; 2r 476; 3r 547; mes 574, 583, 585, 606, 607; rep conf com 588; fr conf com 589; rep fr conf com 615; rat 619.

H. 417 (518).—JUDICIARY COMMITTEE: A Bill to assign the present Circuit Solicitors to the proper Circuits in order to conform to the provisions of an Act entitled "An Act to divide the State into ten Judicial Circuits, and arrange the same, and to provide for the election of Solicitors for the First and Ninth Circuits.

Int 385; rep com 450; amd 476, 507; 2r 477; 3r 522; mes 584, 575, 587; conf com 534; rep conf com 589; fr conf com 589; rep fr conf com 591; rat 618.

H. 418 (376).—Mr. BRANTLEY: A Bill to require railroads and any other common carriers operating in this State to provide toilet closets at stations, for the use and convenience of passengers.

Int 385; rep com 437; cont n s 545.

H. 419 (435).—Mr. PATTERSON: A Bill to establish an industrial school for boys, and to provide for its government and maintenance.

Int 385; rep com 415; 2r 530; aye & nay 602; recon 603; aye & nay 608; cont n s 603.

H. 420 (566).—JUDICIARY COMMITTEE: A Bill to authorize the County Board of Commissioners of Marion County to convey by deed a site on the Court House square to the Marion Public Library.

Int 335; 3r 450; rat 553.

H. 421 (217).—Mr. J. P. GIBSON: A Bill to amend the Act entitled "An Act to fix the salaries of County Supervisors," approved 24th of February, A. D. 1904, as to Marlboro County.

Int 385; rep com 462; rej 462.

S. 422.—Mr. COLE L. BLEASE: A Joint Resolution relating to the purchasing of a portrait of Chief Justice John Belton O'Neill.

Int 384; rep com 462; 2r 477; 3r 505; rat 617, 618.

S. 423.—Mr. PEURIFOY: A Bill to amend an Act entitled "An Act to amend Section 1509, of the Code of Laws, South Carolina, Volume 1, 1902, relating to Stock Law in Colleton County," approved 19th February, 1904, so as to repeal the exemption from the Stock Law of a certain territory in Colleton County.

Int 384; 2r 413; 3r 418.

S. 424.—Mr. CHRISTENSEN: A Joint Resolution to provide for the appointment of two members of the Senate and three members of the House to examine certain offices.

Int 384; rep com 491; cont n s 545.

S. 425.—Claim of Florence Times, \$8.66.

Int 384; rep com 463; adpt 463.

S. 426.—JUDICIARY COMMITTEE: A Concurrent Resolution, for the appointment of a Special Committee to report as to biennial sessions.

Resolved, by the Senate, the House of Representatives concurring, That a Committee composed of two members of the Senate, to be appointed by the President of the Senate, and three members of the House of Representatives, to be appointed by the Speaker of the House, be appointed to investigate and report to the next session of the General Assembly what amendments to the Constitution and Statutes of this State will be necessary and proper to provide for biennial sessions of the Legislature, together with such Bills and Resolutions as may be necessary and proper to enact the same.

Int 387; adpt 388; mes 444.

S. 427.—Mr. MARSHALL: A Bill to authorize the State House Commission to secure plans and specifications for the erection of a new dome to the State House, and to sell the old boilers.

Int 390; rep com 402; cont n s 545.

S. 428.—Mr. von KOLNITZ: Report of the Harbor Commissioners of the city of Charleston, S. C.

Int 402.

H. 429 (480).—Mr. D. O. HERBERT: A Bill to reorganize the military forces of this State; to adopt and make of force a Military Code, and to provide penalties for the violation thereof, and to repeal all laws referring to the military forces not herein re-enacted.

Int 403; sub for S. 190, 436; aye & nay 447; 2r 447; 3r 457; rat 577.

H. 430 (585).—WAYS AND MEANS COMMITTEE: A Joint Resolution to provide for the appointment of two Members of the Senate and three Members of the House to examine certain offices.

Int 404; rep com 461; 2r 477; 3r 505; rat 601.

H. 431 (341).—Claim Canvassers of Election of Oconee County, \$6.20.

Int 404; rep com 441; adpt 441.

H. 432 (499).—Claim of W. E. Sheppard, \$6.00.

Int 404; rep com 441; adpt 441.

H. 433.—Claim of the State Company, \$350.00.

Int 404; rep com 441; adpt 441.

S. 434.—Mr. STACKHOUSE: A Bill to amend Section 1362, Volume 1, Code of Laws, 1902, so as to include Marion County therein at a two mill levy.

Int 410; cont n s 477.

S. 435.—Mr. BROWN: A Joint Resolution (with a petition) to provide for payment of \$39 32-100 to Hartsville Cotton Mill, of Darlington County, for moneys advanced in guarding, treating and feeding patients quarantined from smallpox by order of State Board of Health.

Int 410; rep com 415; e w s o 448.

S. 436.—Mr. BROWN: A Joint Resolution for payment of \$45.00 each to James Register and John A. Russell for fifteen each, extra services as County Commissioners in 1904.

Int 411; 2r 422; 3r 427; rat 507.

H. 437 (581).—WAYS AND MEANS COMMITTEE: A Bill to make appropriations to meet the ordinary expenses of the State Government for the fiscal year commencing January 1, 1905.

Int 416; rep com 415; 2r 478; amd 506, 523, 524, 525; aye & nay 522; 3r 525; mes 543, 573, 577, 587; conf com 544; rep conf com 578; fr conf com 578; rep fr conf com 596; rat 619.

H. 438 (493).—Claim of E. H. Aull Co., \$200.00.

Int 416; rep com 441; adpt 441.

S. 439.—Mr. COLE L. BLEASE: A Bill to amend Section 2729 of Code of Laws, Volume 1, 1902, relating to disqualification of Justices of Supreme Court to sit in certain causes.

Int 414; cont n s 414.

S. 440.—Mr. COLE L. BLEASE: A Bill to amend Section 2820, Code of Laws of South Carolina, Volume 1, 1902, relating to disqualification of Judges to preside in the trial of certain causes.

Int 414; cont n s 414.

H. 441 (468).—Mr. BRUCE: A Bill to amend an Act entitled "An Act to regulate the practice of medicine in South Carolina, to provide for a State Board of Medical Examiners, and to define their duties and powers," approved 27th day of February, A. D. 1904, as to time of meeting of the Board, and as to amount of license fees.

Int 416; rep com 450; amd 478, 506; 2r 478; 3r 506; mes 588; rat 601.

S. 442.—Mr. BROWN: A Joint Resolution to provide for payment of \$50 to W. H. Lawrence, Treasurer of Darlington County, for Clerk hire in collecting commutation tax in 1904.

Int 425; 2r 467; 3r 473.

S. 443.—Mr. WALKER: A Joint Resolution authorizing the Georgetown and Western Railroad Company to construct and maintain a bridge across the Sampit River, in Georgetown County.

Int 425; amd 468; 2r 468; 3r 473; rat 600.

H. 444 (519).—Mr. BRADHAM: A Bill to provide for the appointment of an additional Magistrate and Constable for Clarendon County.

Int 441; rep com 491; rej 491.

H. 445 (271).—Mr. NASH: A Bill to authorize the Trustees of the School District of the City of Spartanburg to issue bonds for the purpose of erecting an additional school building and equipping same, and purchasing a lot or lots.

Int 441; rep com 462; 2r 478; amd 604; 3r 604; mes 606; rat 619.

H. 446 (577).—JUDICIARY COMMITTEE: A Bill to prohibit the unlawful manufacturing, selling, using, or purchasing of Confederate Crosses of Honor, and to provide a penalty for same.

Int 441; rep com 461; 2r 478; 3r 505; rat 611.

H. 447 (143).—Mr. GREEN: A Bill to amend Section 631, of Chapter XXX., of Vol. 2, Code of Laws, South Carolina, 1902, by creating a Township Deputy, defining his duties, and providing for his pay.

Int 441; rep com 450; 2r 478; 3r 506; rat 601.

H. 448 (412).—Mr. BASS: A Bill to amend an Act entitled "An Act to amend Article VIII. (relating to Magistrates), of Chapter XX., of Title I., of Part I., of Vol. 1, of the Code of Laws of South Carolina, 1902," approved the 27th day of February, A. D. 1902, so far as the same relates to Williamsburg County.

Int 442; rep com 491; rej 491.

H. 449 (224).—Mr. GLOVER: A Bill to provide for assessing property in Beaufort County.

Int 442; rep com 500; 2r 515; 3r 604; rat 618.

H. 450 (242).—Mr. L. B. ETHEREDGE: A Joint Resolution to authorize the State Board of Health of South Carolina to negotiate with the United States Government to operate the State Quarantine stations, under certain conditions.

Int 442.

H. 451 (506).—Mr. TOOLE: A Bill to fix the salary of the Coroner of Aiken County.

Int 442; rep com 470; rej 470.

H. 452 (218).—Mr. WIMBERLY: A Bill to amend Section 2 of an Act entitled "An Act to fix the weight of, and regulate the trade in, corn meal," approved the 23d of February, A. D. 1903, by including grist.

Int 442.

H. 453 (504).—Mr. J. P. GIBSON: A Bill to provide for convenient depositories for common school books.

Int 442; rep com 461; 2r 478; amd 506; 3r 506; mes 538; rat 601.

H. 454 (506).—Mr. CLOY: A Bill to provide for local Boards of Health in unincorporated towns and villages.

Int 442; rep com 500; cont n s 500.

H. 455 (520).—Mr. T. J. MAULDIN: A Bill to provide for the election of a Cotton Weigher at Pickens Court House, and to prescribe his duties and fix his compensation.

Int 442; rep com 461; cont n s 461.

H. 456 (551).—Mr. MORGAN: A Bill to amend Section 2169, Vol. 1, Code of Laws, 1902, so as to extend the authority of the Railroad Commissioners to require depots at other than junctional points.

Int 443; rep com 470; cont n s 545.

H. 457 (440).—Mr. HASKELL: A Bill to authorize the city of Columbia to dispose of a certain lot of land situated therein.

Int 443; rep com 461; 2r 478; 3r 505; rat 601.

H. 458 (589).—WAYS AND MEANS COMMITTEE: A Bill to authorize the town of Williston, in Barnwell County, to issue bonds in the sum of five thousand dollars for the purpose of erecting and maintaining an electric plant to furnish light to said town.

Int 443; rep com 462; 2r 479; 3r 505; rat 601.

H. 459 (588).—STATE HOUSE AND GROUNDS COMMITTEE: A Bill to authorize the State House Commission to secure plans and specifications for the erection of a new dome to the State House, and to sell the old boilers.

Int 443; cont n s 545.

H. 460 (460).—Mr. LYON: A Bill to amend the law relating to Magistrates.

Int 443; rep com 461; amd 479, 509, 526, 546; 2r 487; 3r 528; recon 546; mes 586; rat 620.

H. 461 (578).—JUDICIARY COMMITTEE: A Bill to incorporate the Cherokee, Union and Spartanburg Railroad.

Int 443; recon 449; recalled from com 449; 2r 487; 3r 505; rat 601.

H. 462 (473).—Mr. SINKLER: A Bill to amend Section 1847, Civil Code of South Carolina, relating to the issuance of certificates of stock.

Int 443; rep com 461; cont n s 545.

H. 463 (618).—Mr. WHALEY: A Concurrent Resolution to provide for the election of Circuit Judges for the Ninth and Tenth Circuits.

Int 444; rej 444.

S. 464.—Mr. BUTLER: A Concurrent Resolution to provide for the Ninth and Tenth Judicial Circuits:

Be it resolved by the Senate, the House of Representatives concurring, That the Senate and House of Representatives concurring, shall meet in Joint Assembly on Thursday, the 16th instant, at 12 M., for the purpose of electing Circuit Judges, for the Ninth and Tenth Judicial Circuits and continue in session from day to day until the purpose for which the Joint Assembly was convened, is accomplished.

Int 446; aye & nay 446; amd 446; adpt 446; mes 449.

H. 465 (500).—JUDICIARY COMMITTEE: A Bill to provide for the proper custody and protection of the Court House for Charleston.

Int 443; amd 468; 2r 468; 3r 473; rat 554.

H. 466 (505).—COMMITTEE ON INCORPORATIONS: A Bill to provide for the disposition of all funds realized from license to deal in seed cotton.

Int 443; 2r 463; 3r 473; rat 553.

H. 467 (461).—Mr. McFADDIN: A Bill to incorporate the Carolina Land Corporation of South Carolina.

Int 444; rep com 461; amd 487, 506; 2r 487; 3r 506; mes 538; rat 601.

H. 468 (609).—WAYS AND MEANS COMMITTEE: A Bill to make appropriations for the payment of the per diem, mileage and stationery certificates of the members of the General Assembly, the salaries of the subordinate officers and employees thereof, and other purposes herein named.

Int 444; rep com 462; 2r 487; amd 528; 3r 528; mes 537; rat 573.

H. 469 (494).—Claim of the Gaffney Ledger, \$70.71.

Int 444; rep com 462; adpt 462.

H. 470 (501).—WAYS AND MEANS COMMITTEE: A Bill to raise supplies and make appropriations for the fiscal year commencing 1905.

Int 449; rep com 470; 2r 515; amd 547; aye & nay 550; 3r 550; mes 577; rat 618.

H. 471 (502).—JUDICIARY COMMITTEE: A Bill to provide for the holding Courts in the several Judicial Circuits, and arrange the same.

Int 459; amd 492, 513, 529; 2r 495; 3r 530; mes 532, 533, 576, 584, 588; conf com 534; rep conf com 542; rep fr conf com 589; rat 618.

S. 472.—Be it resolved, by the Senate, the House concurring, That a Joint Committee consisting of one Senator, to be appointed by the President of the Senate, and two Members of the House, to be appointed by the Speaker of the House, be raised, whose duty it shall be to examine the accounts, vouchers and books of the penal and charitable institutions of the State, as provided in Section 81, of Vol. 1, of the Code of Laws of South Carolina.

Int 464; adpt 464; mes 518.

S. 473.—Resolved, That a Committee, composed of three Members of the Senate, be appointed by the President, to investigate and report to the next session of the General Assembly what amendments to the Constitution and Statutes of this State will be necessary and proper to provide for biennial sessions of the Legislature, together with such Bills and Resolutions as may be necessary and proper to enact the same.

Int 465; adpt 465.

S. 474.—Report of a Joint Committee of the Finance Committee of the Senate and the Ways and Means Committee of the House, to whom were referred a report of the Committee to examine the books of the State officers and a letter of the Secretary of State.

Int 468.

H. 475 (116).—Mr. TOOLE: A Bill to amend an Act entitled an Act to encourage the establishment of libraries in the public schools of the rural districts, approved 8th February, 1904.

Int 470; recalled from com 491; 2r 515; amd 551; 3r 551; mes 584; rat 618.

H. 476 (152).—Mr. MORGAN: A Bill to provide the age and time in which road duty shall be performed in this State and to provide for and fix the amount of commutation tax in lieu thereof.

Int 470; rep com 522; 2r 522; amd 579; 3r 580; mes 583; rat 618.

S. 477.—Mr. HUDSON: Resolution commemorative of the life and character of the Hon. Charles S. McCall, late Senator from Marlboro.

Int 493; adpt 496.

S. 478.—Mr. BROWN: Resolution commemorative of the life and character of the Hon. E. J. Dennis, late Senator from Berkeley.

Jnt 496; adpt 497.

S. 479.—Claim of the Western Union Telegraph Co., telegrams sent on the death of Senator McCall, \$4.74.

Int 516; adpt 516.

S. 480.—Mr. STACKHOUSE: A Concurrent Resolution:

Be it resolved by the Senate, the House of Representatives concurring, That the usual Committee of Three be raised, to be composed of one Senator appointed by the President of the Senate, and two Members of the House to be appointed by the Speaker of the House, whose duty it shall be to examine and check up the books and vouchers of the State Dispensary, and to report to the next session of the General Assembly.

Int 554; adpt 554; mes 582.

S. 481.—Mr. MARSHALL: A Concurrent Resolution:

Be it resolved by the Senate, the House of Representatives concurring, That the Joint Committee appointed at the last session of the General Assembly as to the claim of the heirs of James A. Black, deceased, growing out of certain war claims, be and said Committee is hereby continued, with the same powers and duties which were conferred in the Resolution providing for their appointment, and that they do report to the next session of this General Assembly.

Int 554; adpt 554; mes 583.

PERSONAL INDEX OF SENATORS.

Hon. G. H. BATES, Senator from Barnwell County:

Amendments proposed by.....	205, 242, 381
Appointed Teller in Joint Assembly.....	187
Bills and Resolutions introduced by.....	51, 85, 124, 228
Motions made by	218

Hon. J. D. BIVENS, Senator from Dorchester County:

Amendments proposed by.....	227, 303, 306, 361, 510
Appointed on Committee of Conference	175
Appointed on Committee of Free Conference.....	589
Bills and Resolutions introduced by.....	61, 76, 219, 245
Leave of absence granted	91, 424, 448
Motions made by	269, 307, 319, 361

Hon. J. B. BLACK, Senator from Bamberg County:

Amendments proposed by	308, 306
Appointed on Committee of Free Conference.....	542
Bills and Resolutions introduced by.....	62, 311
Motions made by	60, 99, 124, 228, 311, 388
Reports of Committees presented by.....	127

Hon. J. R. BLAKE, Senator from Abbeville County:

Amendments proposed by	394, 378
Appointed on Committee of Conference.....	536
Bills and Resolutions introduced by.....	49, 61, 74, 76
Motions made by	5, 65, 206, 319, 413, 429, 517

Hon. C. L. BLEASE, Senator from Newberry County:

Amendments proposed by..	72, 96, 97, 107, 108, 120, 122, 204, 206, 215, 218, 226, 258,
	304, 341, 379, 486, 492, 522, 523
Appointed on Committee	265
Appointed on Committee of Free Conference.....	193
Bills and Resolution introduced by....	47, 50, 51, 64, 65, 66, 75, 77, 85, 100, 206, 207,
	257, 384, 414, 619
Motions made by....	5, 6, 60, 95, 106, 112, 174, 191, 205, 210, 245, 254, 255, 256, 270,
	294, 295, 297, 301, 311, 319, 337, 353, 359, 389, 390, 409, 414,
	418, 419, 424, 427, 447, 448, 458, 459, 469, 474, 490, 491, 515,
	516, 602, 603, 605, 618, 619

Hon. E. S. BLEASE, Senator from Saluda County:

Amendments proposed by.....	121, 174, 290, 351, 362, 378, 484, 525, 529, 547
Appointed Teller in Joint Assembly.....	189
Appointed on Committee	620
Appointed on Committee of Conference.....	175, 411
Appointed on Committee of Free Conference.....	521, 540
Bills and Resolutions introduced by.....	75, 200
Motions made by.....	91, 174, 388, 391, 397, 518, 531, 550, 554

Hon. J. S. BRICE, Senator from York County:

Amendments proposed by	70, 291, 480, 530
Appointed on Committee of Free Conference.....	541, 578
Bills and Resolutions introduced by.....	55, 75, 124, 257, 281
Leave of absence granted	91
Motions made by....	6, 49, 53, 54, 91, 109, 121, 175, 202, 245, 268, 270, 273, 280, 419,
	420, 422, 466, 500, 514, 515, 544
Reports of Committees presented by.....	437, 462, 441

Hon. J. H. BROOKS, Senator from Greenwood County:

Amendments proposed by	308, 308, 485, 511
Appointed on Committee	468
Appointed on Committee of Free Conference.....	521
Bills and Resolutions introduced by.....	65, 92, 110, 281, 464
Leave of absence granted.....	343
Motions made by	289, 448, 451

Hon. G. W. BROWN, Senator from Darlington County:

Amendments proposed by	226, 377
Appointed on Committee of Free Conference.....	415
Bills and Resolutions introduced by.....	47, 100, 101, 200, 245, 257, 296, 354, 404, 410, 411, 425, 496, 611, 612
Motions made by.....	52, 53, 85, 107, 279, 280, 342, 350, 412, 418, 458, 490, 518, 611
Reports of Committees presented by.....	111, 112, 113, 114, 177, 208, 356, 383, 461

Hon. T. B. BUTLER, Senator from Cherokee County:

Amendments proposed by.....	82, 106, 115, 174, 210, 244, 269, 306, 381, 406, 465, 482
Appointed on Committee of Conference.....	519
Appointed on Committee of Free Conference.....	193
Bills and Resolutions introduced by.....	51, 54, 75, 86, 110, 124, 282, 297, 321, 344, 446
Motions made by.....	75, 175, 201, 203, 210, 278, 358, 437, 449, 461, 582
Reports of Committees presented by.....	126, 177, 201, 258, 259, 321, 344, 345, 436, 437, 461

Hon. C. H. CARPENTER, Senator from Pickens County:

Amendments proposed by	304, 318, 481
Bills and Resolutions introduced by.....	73, 176
Motions made by	6
Reports of Committees presented by.....	345

Hon. N. CHRISTENSEN, Senator from Beaufort County:

Amendments proposed by.....	115, 173, 204, 211, 215, 241, 341, 381, 455, 484, 531
Appointed Teller in Joint Assembly.....	185, 452
Appointed on Committee.....	255
Appointed on Committee of Free Conference.....	543
Bills and Resolutions introduced by.....	54, 55, 110, 125, 297, 384
Motions made by	212, 217, 310, 341, 429, 517

Hon. C. M. DAVIS, Senator from Clarendon County:

Amendments proposed by	211, 298, 485
Bills and Resolutions introduced by.....	301, 354
Leave of absence granted.....	53
Motions made by	6
Reports of Committees presented by.....	81, 207

Hon. E. J. DENNIS, Senator from Berkeley County:

Amendments proposed by.....	306, 549, 580
Appointed on Committee of Conference.....	583
Bills and Resolutions introduced by.....	228, 281

Hon. J. T. DOUGLASS, Senator from Union County:

Amendments proposed by	304, 467, 474
Appointed on Committee of Conference.....	535
Appointed on Committee of Free Conference.....	521
Bills and Resolutions introduced by.....	51, 85, 177, 344
Motions made by	208, 456, 531
Reports of Committees presented by.....	86, 116, 258, 259, 271, 283, 449, 450

Hon. J. R. EARLE, Senator from Oconee County:

Amendments proposed by.....	88, 106, 106, 122, 213, 269, 277, 317, 378, 396, 406, 411, 474, 481, 522, 529, 547, 580
Appointed Teller in Joint Assembly.....	184
Appointed on Committee of Conference.....	519
Bills and Resolutions introduced by.....	51, 55, 75, 76, 228, 355, 368, 377, 425, 445
Motions made by.....	172, 227, 232, 340, 475, 508, 582, 603
Reports of Committees presented by.....	126

Hon. D. F. EFIRD, Senator from Lexington County:

Amendments proposed by	249, 308, 513, 580
Appointed Teller in Joint Assembly	453
Appointed on Committee	620
Appointed on Committee of Conference.....	544
Bills and Resolutions introduced by.....	101, 219, 281
Motions made by.....	64, 191, 244, 354, 362, 413, 424, 605
Reports of Committees presented by.....	344, 402

Hon. P. L. HARDIN, Senator from Chester County:

Amendments proposed by	379, 525
Appointed on Committee of Free Conference.....	578
Bills and Resolutions introduced by.....	124, 363
Motions made by	92, 99, 109, 206, 250, 409, 620
Reports of Committees presented by.....	312

Hon. J. T. HAY, Senator from Kershaw County:

Amendments proposed by.....	250, 314, 603
Appointed on Committee.....	255
Appointed on Committee of Conference.....	534
Appointed on Committee of Free Conference.....	415, 521, 589
Bills and Resolutions introduced by.....	55, 65, 109, 111, 201, 228
Leave of absence granted.....	91
Motions made by.....	39, 107, 173, 229, 268, 289, 409, 412, 420, 423, 451, 452
Reports of Committees presented by.....	57, 68, 69, 78, 79, 80, 81, 87, 111, 112, 113, 114, 126, 127, 128, 177, 178, 208, 229, 230, 231, 258, 284, 298, 299, 300, 301, 356, 357, 386, 387, 449, 450, 460, 461, 463

Hon. G. J. HOLLIDAY, Senator from Horry County:

Amendments proposed by.....	193, 194, 213, 215, 290, 303, 393
Appointed Teller in Joint Assembly.....	187
Bills and Resolutions introduced by.....	228
Leave of absence granted	53, 424
Motions made by	183

Hon. J. K. HOOD, Senator from Anderson County:

Amendments proposed by.....	89, 291, 304, 352, 407, 424, 509
Appointed Teller in Joint Assembly.....	185
Appointed on Committee of Conference.....	510, 535, 536
Bills and Resolutions introduced by.....	76, 100, 110, 124, 200, 207, 236, 354, 545, 580, 611
Leave of absence granted	60
Motions made by.....	92, 167, 219, 257, 280, 289, 343, 398, 411, 424, 429, 453, 460, 474, 490
Reports of Committees presented by.....	259, 593

Hon. W. C. HOUGH, Senator from Lancaster County:

Amendments proposed by.....	216, 3 rd , 361, 381, 383, 393, 484
Appointed on Committee.....	9
Bills and Resolutions introduced by.....	55
Motions made by	8, 9, 60, 91, 175, 218
Reports of Committees presented by.....	468

Hon. J. H. HUDSON, Senator from Marlboro County:

Amendments proposed by	304, 379, 513
Appointed on Committee of Free Conference.....	541
Bills and Resolutions introduced by.....	495
Motions made by	358, 398, 469

Hon. D. E. HYDRICK, Senator from Spartanburg County:

Amendments proposed by.....	96, 244, 378, 551, 579, 580, 604
Appointed on Committee of Free Conference.....	589
Bills and Resolutions introduced by.....	65, 281
Motions made by.....	39, 91, 491, 514, 547, 581

Hon. W. E. JOHNSON, Senator from Aiken County:

Amendments proposed by	279, 306, 307, 481, 492, 549
Appointed on Committee of Free Conference.....	542
Bills and Resolutions introduced by.....	51, 54, 55, 62, 101, 229, 270, 281
Motions made by.....	50, 60, 123, 188, 218, 250, 255, 278, 319, 382, 384, 390, 408, 435, 475, 514, 522
Reports of Committees presented by.....	247, 522

Hon. W. J. JOHNSON, Senator from Fairfield County:

Amendments proposed by.....	89, 120, 254, 283, 306, 412, 456, 481, 548, 549, 580
Appointed on Committee	9
Appointed on Committee of Free Conference.....	541
Bills and Resolutions introduced by.....	65, 219
Motions made by.....	173, 225, 350, 397, 408, 410, 436, 447, 458, 469
Reports of Committees presented by.....	321

Hon. R. I. MANNING, Senator from Sumter County:

Amendments proposed by....	122, 194, 241, 243, 273, 293, 305, 310, 352, 358, 508, 509, 524, 528, 547, 550
Appointed on Committee	98
Appointed on Committee of Free Conference.....	578, 589
Bills and Resolutions introduced by.....	61, 64, 76, 110, 228
Leave of absence granted	99
Motions made by..	53, 74, 92, 109, 194, 199, 227, 227, 256, 283, 296, 297, 311, 342, 350, 365, 383, 384, 413, 414, 444, 518, 523, 549, 555, 609
Reports of Committees presented by..	57, 78, 79, 80, 81, 86, 94, 112, 113, 177, 178, 206, 222, 230, 246, 247, 270, 271, 272, 282, 283, 284, 345, 355, 356, 363, 364, 365, 414, 415, 437, 462, 463, 470, 491, 500

Hon. J. Q. MARSHALL, Senator from Richland County:

Amendments proposed by.....	120, 307, 357, 361, 479, 487, 506
Appointed on Committee	9, 59
Appointed on Committee of Conference.....	586
Bills and Resolutions introduced by.....	40, 61, 66, 76, 91, 110, 207, 247, 320, 399, 554
Leave of absence granted	227
Motions made by.....	99, 120, 173, 357, 409, 436, 518, 531, 545
Reports of Committees presented by	58, 86, 102, 246, 399, 400, 401, 402

Hon. W. L. MAULDIN, Senator from Greenville County:

Amendments proposed by.....	90, 253, 303, 377, 382, 465
Appointed on Committee of Free Conference.....	193, 541
Bills and Resolutions introduced by..	49, 75, 101, 109, 200, 207, 238, 246, 311, 319, 336, 500
Leave of absence granted	227
Motions made by.....	115, 116, 188, 212, 343, 382, 389, 448, 458, 460, 515, 579, 608

Hon. F. P. McGOWAN, Senator from Laurens County:

Amendments proposed by.....	380, 397, 406, 408, 494, 507, 530, 547
Appointed on Committee of Conference.....	534
Appointed on Committee of Free Conference.....	415
Bills and Resolutions introduced by.....	56, 62, 320, 344
Leave of absence granted.....	218
Motions made by.....	260, 398, 408, 411, 469, 492, 532
Reports of Committees presented by.....	284

Hon. EDWARD McIVER, Senator from Chesterfield County:

Amendments proposed by..	70, 97, 115, 121, 202, 249, 309, 318, 342, 382, 475, 483, 549, 579
Appointed on Committee of Conference.....	534
Appointed on Committee of Free Conference.....	541
Bills and Resolutions introduced by.....	66, 76, 377, 465
Motions made by	6, 268, 318
Reports of Committees presented by.....	284, 400, 401

Hon. F. G. McLEOD, Senator from Lee County:

Amendments proposed by.....	70, 72, 90, 174, 239, 251, 289, 380, 510, 546
Appointed Teller in Joint Assembly.....	453
Appointed on Committee.....	98
Appointed on Committee of Conference	338, 510
Appointed on Committee of Free Conference.....	589
Bills and Resolutions introduced by.....	62, 98, 228
Motions made by.....	52, 60, 85, 123, 174, 206, 240, 338, 368, 516, 531, 621
Reports of Committees presented by.....	344

Hon. J. E. PEURIFOY, Senator from Colleton County:

Amendments proposed by.....	216, 303, 380, 495, 548
Appointed on Committee of Conference	533
Appointed on Committee of Free Conference.....	521, 540, 541
Bills and Resolutions introduced by.....	46, 85, 111, 257, 297, 384
Motions made by	58, 452, 518, 582
Reports of Committees presented by.....	298

Hon. T. M. RAYSOR, Senator from Orangeburg County:

Amendments proposed by..	70, 71, 73, 117, 122, 240, 244, 277, 305, 317, 352, 378, 419,
	446, 478, 508, 513, 547, 579
Appointed on Committee of Conference.....	411, 544, 586
Appointed on Committee of Free Conference.....	589
Bills and Resolutions introduced by..	9, 38, 47, 48, 49, 52, 54, 56, 61, 66, 92, 176, 228,
	229, 573
Motions made by..	5, 53, 61, 91, 104, 120, 167, 173, 185, 218, 236, 239, 240, 244, 251,
	253, 265, 270, 278, 294, 318, 349, 359, 362, 392, 410, 447, 467, 522
Reports of Committees presented by..	57, 58, 68, 79, 80, 93, 94, 126, 127, 246, 282,
	283, 297, 345, 386, 402, 437, 463, 470

Hon. JAMES STACKHOUSE, Senator from Marion County:

Amendments proposed by.....	243, 269, 380, 526, 546
Bills and Resolutions introduced by.....	86, 109, 125, 201, 257, 320, 363, 410, 564
Motions made by	193, 194, 390, 477, 546
Reports of Committees presented by.....	53, 57, 93, 113, 125, 355

Hon. T. G. TALBERT, Senator from Edgefield County:

Amendments proposed by.....	121, 380, 526, 546
Leave of absence granted.....	99
Motions made by	191, 353, 362

Hon. GEO. F. von KOLNITZ, Senator from Charleston County:

Amendments proposed by.....	304, 359, 360, 468, 484
Appointed Teller in Joint Assembly.....	184
Bills and Resolutions introduced by.....	47, 51, 92, 176, 229, 402
Leave of absence granted.....	53
Motions made by.....	86, 91, 111, 232, 245, 284, 517
Reports of Committees presented by.....	450

Hon. L. G. WALKER, Senator from Georgetown County:

Amendments proposed by.....	243, 306, 378, 408
Appointed on Committee of Free Conference.....	521, 540
Bills and Resolutions introduced by.....	200, 425
Reports of Committees presented by.....	68, 201, 449, 470, 491

Hon. E. F. WARREN, Senator from Hampton County:

Amendments proposed by.....	211, 303, 377, 512, 547
Appointed on Committee of Conference.....	338
Appointed on Committee of Free Conference.....	542
Bills and Resolutions introduced by.....	46, 54, 77, 110, 320
Leave of absence granted.....	413
Motions made by	302
Reports of Committees presented by.....	102, 246, 247, 271, 449

Hon. W. H. WELLS, Senator from Florence County:

Amendments proposed by.....	72, 289, 291, 305, 427, 486
Appointed Teller in Joint Assembly.....	189, 452
Appointed on Committee.....	59, 620
Appointed on Committee of Conference.....	583
Appointed on Committee of Free Conference.....	543
Bills and Resolutions introduced by.....	55, 61, 76, 86, 229, 281, 354
Motions made by	96, 377, 423, 424, 620
Reports of Committees presented by.....	615, 620

Hon. A. H. WILLIAMS, Senator from Williamsburg County:

Amendments proposed by.....	305, 527
Appointed on Committee of Conference.....	583
Appointed on Committee of Free Conference.....	543
Bills and Resolutions introduced by.....	101, 176, 258
Motions made by	582
Reports of Committees presented by.....	79, 229, 271, 399, 400, 401, 500

GENERAL SUBJECT MATTER INDEX.

Appointments by the President of the Senate—

Assistant Clerk	7
Bill Clerk	7
Doorkeepers ..	7
Pages ..	7
Laborers ..	7
Mail Carrier	50
Keeper of President's Room.....	50
Doorkeeper	50
Laborer ..	50
Journal Clerk	64
Clerk Finance Committee	64
Clerk Judiciary Committee	64
Clerk Committee on Railroads and Education.....	64

Appointments made by Governor—

County officers	555
County officers	609

Deaf, Dumb and Blind Asylum, State Hospital and State Penitentiary, report of Committee to examine	178
--	-----

Elections—

President pro tempore of the Senate.....	5
Clerk of the Senate	5
Sergeant-at-Arms of the Senate	5
Reading Clerk of the Senate.....	6
Standing Committees of the Senate.....	89
Judge of Fifth Circuit	184
Judge of Seventh Circuit	185
Superintendent of Penitentiary	187
Board of Directors of Penitentiary	188
Trustee of Colored Normal, etc., College.....	191
Judge of Ninth Circuit	452
Judge of Tenth Circuit	453

Finance Committee, report of in regard to State officers' books.....	468
--	-----

Harbor Commissioners of Charleston, report.....	403
---	-----

Inaugural ceremonies, report of Committee on.....	102
Inauguration of Governor and Lieutenant Governor.....	168

Joint Assembly—

To open returns Governor and Lieutenant Governor.....	56
Inauguration of Governor and Lieutenant Governor.....	168
Elections	183
Election of Judges Ninth and Tenth Circuits.....	451

Memorial services, late Senators Dennis and McCall.....	495
---	-----

Messages from the House..48, 53, 59, 93, 98, 174, 175, 209, 238, 248, 249, 263, 282, 337, 338, 368, 369, 370, 386, 411, 416, 417, 425, 426, 445, 459, 470, 471, 472, 501, 502, 503, 504, 519, 520, 532, 533, 534, 535, 536, 537, 538, 539, 573, 574, 575, 576, 577, 583, 584, 585, 586, 587, 588, 605, 606, 607, 608, 620	
--	--

Messages from the Governor—

Annual Message	10
transmitting annual reports	39
asking payment of amount loaned Contingent Fund.....	119
Jamestown Exposition	295
transmitting report of expert accountants State Dispensary.....	432
presenting battle-flag of McIntosh's Battery.....	488
certain Acts approved	621
 Phosphate Commissioners, report of Committee in regard to amending law in reference to..	219
 Phosphate beds, letter relating to extent of, etc.....	285
 Petition relating to opening certain streets in Columbia.....	99
 Resolutions of thanks	612
 Ratification of Acts.....98, 266, 342, 395, 430, 446, 551, 577, 597, 616, 619	
 Resolutions not numbered, and hence not in Classified Index—	
Journals and Calendars	46
New carpet for lobby of Senate Chamber.....	201
Fixing day for paying respect to memory of Hon. E. J. Dennis.....	296
Sand for walks approaching Capitol.....	386
Referring report of Committee to Examine State Offices and Communication of Sec- retary of State to Finance Committee.....	377
Fixing day for memorial services in relation to late Senators McCall and Dennis....	404
Limiting speeches to five minutes	500
Tendering thanks to officers and attaches of Senate.....	612
Pyles, N. O., thanking for efficient services.....	619
 State Colleges, report of Committee to Examine.....	129
 State officers, report of Committee to Examine.....	321
 Secretary of State, communication from.....	371
 State House boilers, report of Committee to investigate explosion of.....	612

